

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 15th of *December*, 1792, and the following Days;

Being the FIRST SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt,

LORD MAYOR OF THE CITY OF LONDON,

TAKEN IN SHORT-HAND BY

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**THE WHOLE
PROCEEDINGS**

**UPON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.**

BEFORE the Right Honourable SIR JAMES SANDERSON, KNT.
LORD MAYOR of the CITY of LONDON; the Right Honourable Lord
LOUGHBOROUGH, Lord Chief Justice of His Majesty's Court of Common
Pleas: SIR WILLIAM HENRY ASHURST, one of the Justices of His Ma-
jesty's Court of Common Pleas: SIR RICHARD PERRY, one of the Barons
of His Majesty's Court of Exchequer: SIR JOHN WILLIAM ROSE, Serjeant
at Law, Recorder of the said City: JOHN SILVESTER, Esq. Common-
Serjeant at Law of the said City; and others, His Majesty's Justices of
Oyer and Terminer of the CITY of LONDON, and Justices of Goal Delivery
of NEWGATE, holden for the said City and County of MIDDLESEX.

London Jury.

Robert Wood
George Smith
John Sineway
John Brotherton
Thomas Goldsmith
Edward Kirby
William Wakelin
Thomas Wells
Richard Arnott
David Lewis
William Cresswell
Joseph Manley

First Middlesex Jury.

John Henry Rigg
James Sutton
Joseph Till
Edward Kendrick
Joseph Nutting
Thomas Attwood
Abraham Walker
Henry Garling
James Birch
Jacob Roberts
Robert Whitefield
James Stamp

Second Middlesex Jury.

Joseph Langmead
William Lonsdale
Christopher Gill
William Bunce
John Coates
Charles Wiple
William Bannister
* William Smallwood
Samuel Adams Crisp
William Bell
Richard Bannister
John Barber

* John Ellis served part of the time in the room of Mr. Smallwood.

SUSANNA EDWARDS was indicted for burglariously and feloniously entering the dwelling house of James Palmer, about the hour of two in the Morning of the 27th of October, and burglariously and feloniously stealing therein, a child's silver coral, value 8s. three yards of mode, value 18s. one man's hat, value 15s. one child's hat, value 5s. one woman's gown made of silk and cotton, value 10s. three yards of linen cloth, value 4s. one yard and three quarters of cambric, value 2s. one muslin apron, value 3s. one muslin neckcloth, value 2s. one cloth cloak, value 2s. one linen shawl, value 1s. one black silk bonnet, value 1s. two linen handkerchiefs, value 1s. one linen shift, value 1s. one pair of woman's stuff shoes, value 1s. two women's caps, value 1s. one linen apron, value 6d. one silver watch, value 1l. 10s. and one Guinea and a half, the goods, chattels, and monies of the said James Palmer.

JAMES PALMER *sworn.*

I live next door to the dog, in Short's-gardens, Drury-lane, the house is let in lodgings; I have only one room in the house, the landlord does not live in the house; I believe there are four lodgers; I have the first floor, one room, my wife and two children lived with me; I know the prisoner perfectly well, she was to assist my wife being ill, she was with her five weeks before the 27th of October, but I cannot say exactly what time she came; my wife was not able to assist herself, and the prisoner lived in the same room likewise with us; I went to bed at eleven o'clock, and I fell asleep; I had not been in bed above three or four hours, before my wife alarmed me, and asked where Sukey was gone, as she could not feel her by her side, or hear her breathe; and she jumped out of bed in a fright, and I got up likewise; the first thing I put on was my

breeches; out of which I found one Guinea and a half was gone; and looking further I found the watch was gone; and all the things mentioned in the indictment, great part of which we have got with us now, the next morning was Sunday; on Monday the day after, we got a search warrant for a person who she was connected with, and we could find nothing; we heard nothing of the prisoner till Tuesday fortnight. In consequence of writing two letters, to the overseers of the poor, at Woolwich, a man came up to us from Woolwich, Mr. Thompson, and informed us where the property was. A bonnet, handkerchief, cap, shift, and shoes were taken off her back before Sir Sampson Wright. (Produced by the officer who took them from her and deposited to by Mr. Palmer).

PALMER *sworn.*

I am wife of James Palmer; I was awake first, and I missed the prisoner out of the room, upon which then I alarmed my husband, and I found all my property gone; mentioned in the indictment; I was ill in bed, and before I had gone to sleep, I ordered her to go down and fasten the street door, and then she came up and locked my door, and then she says to me, do you go to sleep; I don't like you to be disturbed so; I awaked some time after, and found all the property gone.

Q. How did she get out of the room?—I cannot tell, she must have unlocked the door to be sure, but I did not hear her, I am sure I heard her fasten them.

Q. What time was it she locked the door?—About Twelve, near that way.

Q. Who awaked first, you or your Husband?—I waked first, and waked my Husband; he was tired with his work, and I alarmed him.

Prisoner. As to the street door there is no lock; and they say I was with her but

but five weeks. I continued with her for seven weeks; and I ask'd her the liberty to let me wash me a few things; and as I had neither shawl nor cap, nor any thing to wear whilst I washed my own things, she lent me those things which I had on the while; and Mr. Palmer wanted me to comply with him, because, says he, I know you are a clean woman, and I will not let my wife know it; I would not consent to his compliance; so they have got this spite against me, and besides that, there was no bolt at all to the street door, and she says, she heard me bolt it.

Mr. Palmer, there is a bolt, a latch and a lock.

Court to Mrs. Palmer. How was your room door fastened.---The door of my room was locked I am sure.

Prisoner. There was no lock on the door, and Mr. Palmer came home night Twelve, and then I had got his supper to get, and more particularly I had the table cloth to wash, with my own things, as he was to have some company to come to dinner the next day; and Mrs. Palmer gave me an old shift, an old gauze cap, a pair of shoes, and other things, because she had not money to pay me. Now I have spoke nothing but the truth.

Court to Mrs. Palmer. Is it true that being poor, and not having money to pay her, you gave her these things.---When she came to me she was distressed for her living. She never ask'd me one farthing, tho' I meant to pay her for her trouble; with respect to giving her my shift, or my shoes, then I must have gone without myself, for I had none other myself; I never gave the things to her; I had no other shoes but those the Prisoner took; and I was obliged to walk about my room two or three hours without a shoe, till a neighbour brought me a pair to put on.

GUILTY, Death. (Aged 37).

Recommended to mercy by the Jury on account of her poverty.

Tried by the second Middlesex Jury before Lord LOUGHBOROUGH.

2. **THOMAS PARKER**, was indicted for burglariously and feloniously breaking and entering the dwelling house of William Wingfield, about the hour of six on the night of the 29th of November, and burglariously and feloniously stealing therein, a feather Bolster, value 4s. a linen sheet, value 6s. a woollen blanket, value 18s. a woollen Rug, value 13s. the goods and chattels of the said William Wingfield.

WILLIAM WINGFIELD sworn.

I live in Drury-lane, keep a whole house, am a cabinet maker; on the 29th of November, I saw Thomas Parker coming out of the passage close by the door, he had got a woollen rug under his arm; I called to him friend what have you got there, he set off as fast as he could.

Q. What time was it.---About a quarter past six in the evening.

Q. Was any body in the house.---Yes, some Lodgers; he broke in through the windows with some iron crow.

Q. How do you know he broke in.---Because I saw the windows were smashed all to pieces, it was a back window which was nailed up.

Q. How many people live in your house.---Four or five.

Q. It was after dark?---Yes, it had been dark an hour and half; he came out of the window, the door was locked; I was close to him just at the door; I do not know the Prisoner, the passage he was coming out of, goes into the Court; he had got the rug under his arm, he set off running and threw the rug down in the street; I ran after him, overtook him immediately; I had him by the collar, and took up the rug.

Q. Did you find any thing missing?---Nothing but these articles, a bolster, sheet, blanket, and rug, he had only the rug, the others have not been found; I had been in the room half an hour before, and all the things were then there.

JOHN

JOHN CUTLER *sworn.*

The man and the rug was brought me by Wingfield, and Wingfield went out and looked at his house; and while he was out the prisoner said it was the first offence he had been guilty of, and desired me to speak in his favour; I saw the rug then, but did not see it picked up.

Prisoner. I am very innocent of the fact. I have no friends in town.

GUILTY of stealing to the value of 1s. but not of the burglary. (Aged 25).

Six months imprisonment.

Tried by the second Middlesex Jury before Lord LOUGHBOROUGH.

3. EDWARDEGERTON was indicted for feloniously making an assault on the king's highway, on the 31st of October, on Thomas Wallis, and putting him in fear, and feloniously taking from his person and against his will, one gold watch, value 5l. a base metal watch chain, value 1s. 6d. a cornelian seal set in gold, value 10s. and 4 Guineas in monies; numbered the goods, chattels and monies of the said Thomas Wallis.

THOMAS WALLIS *sworn.*

On the 31st of October last, I was going from my house in Long Acre, to my manufactory in Dyott-street, and part in New-street, I believe it was a quarter before seven; I took my son along with me into High-street; I made a pause whether I should go up Dyott-street, which I have twenty thousand times, all times early and late; and within a few spaces of Plumb-tree-street, very near Charlotte-street, the prisoner at the bar, came plump against me, forced me off the pavement, and I tumbled in the mud; I am confident it was the prisoner at the bar, that ran against me and knocked me down, he threw me off the pavement, the force was so violent that it really stunned me; there were three or four more assembled about me while I was down; and to

my very great surprise and astonishment, when I came to myself, I found my watch was gone, I put my hand into my pocket and I found I had lost 4 Guineas and some silver, which I have not mentioned in the indictment; I really did not feel them go any more than you; I did not perceive my watch go out of my pocket any more than you, or than I do this minute.

Q. I think you say you had your boy with you?—I had him in my hand, but seeing the prisoner coming on, I was obliged to let him go to get on one side of the prisoner; but he still came against me. The watch I lost, was a gold watch, a metal chain, and a cornelian seal, set in gold.

Q. When was the prisoner apprehended?—The next day I went to Bow-street, and left the name of my watch; but I was told there, that they dare say it was christened; the prisoner was apprehended on the 15th of November.

Q. When you was going along, at what distance was it when you first observed him,—three or four paces, he appeared to me to come from Dyott-street, and met me near the top of Plumb-tree-street; and he came so forcibly, that I could not avoid him; but my eyes were upon him to avoid him.

Q. What space of time might it be you observed him?—Not above two seconds, for he came against me at the rate of a man galloping Twelve miles an hour.

Q. Had you ever seen the prisoner before?—No, never before that night.

Q. Was your watch ever found?—No, never; when he was apprehended, I was sent for to Malborough-street, and I saw the prisoner; this was on the 15th of November; and I fetched my son from Lewisham, and he saw the prisoner.

Q. When you saw the prisoner did you recollect he was the same?—I believe I recollect the very words I said at the office, when the prisoner was brought into the office, I looked at him, walked up to

B

him

him, says I, prisoner, I have not the least doubt but you are the man, but I will not swear positively to you; those are the words I said; but after looking further at the prisoner, and seeing of him now I have no doubt at all about me; I told the justice he had altered his dress.

Q. Do you know in what manner he was apprehended?—He was in the custody of a constable belonging to St. Giles's parish, not on this charge, when I saw him.

Mr. Garrow. Since you saw the prisoner first, you have heard Sanders give an account of this transaction?—I have.

Q. I observe that your expression before the magistrate was, I will not swear positively to you; and so it appears, for he was only committed upon suspicion?—He was.

Q. It was as transient as a man's galloping at the rate of fourteen miles an hour, as you stated it yourself—except lightening, I don't know any thing so transient as this.

GEORGE WALLIS.

How old are you?—Eleven.

Q. Do you know the nature of an Oath?—To bind me to speak the truth.

Q. Do you know if you do not speak the truth on this occasion, what will become of you?—It is a very wicked thing.

Q. What punishment shall you receive in the next world?—Be tormented.

Sworn.

Q. You was with your father on the 31st of October, in Plumb-tree-street?—Yes, the prisoner came up to him and knocked him down.

Q. What time of night was it?—about seven o'clock.

Q. Did you observe the person that knocked him down?—No, I did not.

Q. Then you cannot say whether the prisoner at the bar, was the person or not?—No.

CHRISTOPHER SANDERS *sworn.*

I live at No. 12, Broad-street, Bloomsbury, I am not a police officer, on the 31st of October last, I was standing at the bottom of Vine-street.

Q. What distance was this from Plumb-tree-street?—Very little; three or four men came running down Vine-street, somewhat in great haste; I looked at the men as they passed me; there was no alarm of the robbery at that time; I took no farther notice of them; I saw Mr. Wallis about a fortnight after the robbery was done, and asked him if he should know the man that knocked him down; he gave me such a description of him, that I supposed him to be the prisoner at the bar.

Q. Do you know the prisoner at the bar, was he one of the three or four persons running down Vine-street?—I am sure he was one of them, I have not the least doubt, because I knew him a twelve month ago, and another or two of the same.

Q. Do you know any thing of this prisoner?—It cannot be of any service if I relate any circumstance.

Q. Do you know any thing of your own knowledge, had you known him before—I do not think he had any visible way of living; he used to use the Bedford Arms; there was a great many in society in Peter-street.

Q. When they were running down Vine-street, had you made such an observation of this person so as to know he was one of those three or four—most certainly, I had been acquainted with him before.

Mr. Garrow. It is not the first time you have been here;—it is not, Mr. Garrow.

Q. Mr. Sanders you told my Lord, that you was not called a police officer; this is not the first time you have been a witness?—No, Mr. Garrow.

Q. Mr. Sanders has it ever happened to you to receive a portion of a reward, for a highway robbery?—Yes, Mr. Garrow.

Q. Was that for a street robbery. When a gentleman of consequence like Mr. Wallis prosecutes, he does not take the reward, then one gets all oneself; the reward is 40l. I believe; how much did you share the last time?---I believe I had about 6l. the last time.

Q. On this occasion you would have 40l.---Mr. Garrow, I did not come here for any such thing.

Q. Pray Mr. Sanders was not this man about to be discharged on the subject he was taken up upon?---I asked Mr. Rumley if he had any charge against him, and whether he had had his hearing; he said no; says I he is one of the men that robbed Mr. Wallis, I believe.

Q. Pray was it by your advice that the son was fetched from school?---It was not, Mr. Wallis said his son would know him perfectly well.

Q. Now it turns out he does not; that is rather unlucky; were the men going pretty fast?---Partly as fast as they well could.

Q. Have you any other business on your hands of the same sort at present?---I have some at Hicks's-ball.

Q. Was it last Session you received a portion of the reward?---No I believe it was three or four sessions ago.

Q. You are neither a police officer nor a parish officer, but a gentleman, having time you do this business?---It is for the good of the public.

The prisoner called four witnesses who gave him a good character.

Jury to Mr. Wallis. What time was this?---It was seven o'clock at night, as nigh as I can guess.

Q. Was it dark, or a light evening?---It was very dark; but a lamp was near the place.

GUILTY, Death. (Aged 26)

Tried by the second Middlesex Jury before Mr. Baron PERRY.

2. ANN ROBINSON and MARY DYKE were indicted for feloniously stealing on the 22d of September, two pair of gold wire ear-rings, value 4s. the goods of William Parker.

SARAH PARKER *sworn.*

I am the wife of William Parker, I live in High Holborn; on the 22d of September, between four and five in the afternoon, the two prisoners came into the shop, and enquired for a pair of gold wire ear-rings. I did not like very well their appearance. I asked them how much they had got. She said she had got 3s. I then took four pair of ear-rings out of the window, which were linked together. I gave them into her hand, and asked her if they were the kind she wanted; if they were I would let her have a pair for 3s. She looked at them some time; and then the other girl, of the name of Dyke, said they are not the kind you want: you want a pair with knobs. I told her I had a pair, but they came to more money; but as they seemed poor girls, I would let her have a pair. I took a pair out of the window, and laid them upon the counter: Dyke took them up in her hand; the girl, Robinson, at the same time had the four pair in her hand; and, in taking her right-hand, and putting them to her ear, in passing her mouth, I observed she bit a pair off: I then missed the other pair, with the knobs, that laid on the counter; I caught hold of Dyke's hand, to take them out of her hand; one of them was broke, and I ran round the counter, and caught hold of Robinson who had the pair in her mouth. I had nobody in the shop but a boy. I desired her to give the ear-rings immediately out of her mouth: she said she had none in her mouth. I caught hold of her, and pushed her against a stool that was behind her: I then put my finger into her mouth and took the ear-rings out: I afterwards searched her, and found she had only a pocket-book, a few thimbles, and a 6d. I pushed

ed Robinson then towards the door, she ran away. I was going to search the other's pockets: in the interim a gentleman came in, and I was just going to tell him what happened, when Robinson returned with two women; one of them was seen to take up a handful of mud. I slipped out, and brought Robinson in again. The two women, soon as they saw a gentleman at the door, ran away. I then sent for a coach and took them to Bow-street.

Q. What is the value of these two pair of ear-rings?—About 3s. the two pair, they are not exactly new.

Mr. Garrow. The prisoner Dyke was too ill to be tried, at the last sessions?—She was.

Q. I believe Mrs. Parker, you desired Dyke to go about her business more than once?—I did, I was not sure that she meant to steal any of these or not.

Q. In point of fact, if she had it, she might have gone about her business?—She might, I told her twice she might.

Q. Then she only had the ear-rings, but did not do any thing with them?—She had them in her hand; I thought it proper to take care of them, when I saw the other bite one pair off.

Court. Did you take them from her at the time?—I did, and have had them in my custody ever since.

JOHN MILLER *sworn.*

I belong to Bow-street; Mr. Parker brought the two girls into my custody at Bow-street.

Ann Robinson GUILTY, (Aged 15.)

Six months imprisonment, and fined 1s.

Sarah Dyke, not GUILTY.

Tried by the first Middlesex Jury before Mr. Justice ASHURST.

5. ROBERT JENKINS was indicted for feloniously stealing, on the 5th of November, ten live store pigs, value 15l: the goods of Edmund Winder.

EDMUND WINDER *sworn.*

I live in Southam, in the county of Buckingham. In the night of the 4th, or early on the 5th of November, in the morning, I lost ten store pigs; there were twenty-three together, and ten of the twenty-three were taken away on Monday; I was a great many miles off. On Tuesday morning I came to Brentford market, and a man asked me if I wanted some good store pigs; I told him I had lost ten, and described them; he told me he had just seen two men with the pigs, and he was sure they were my pigs, by the description of them. The next morning I came up to Kensington gravel-pits, and I heard the pigs were sold to one John Hunsley, at Gaggie-goofe-green, he had six of them. I went to his house and told his wife they were my property. I knew them by the marks, I bred them myself; one of them I should have known by the marks among a thousand. They are called the right Berkshire breed; one had a particular mark in the ear; I marked it myself; I claimed these pigs. The prisoner at the bar lodged at Kensington gravel-pits; we enquired after him and found him before I went down to Hunsley; this was Wednesday. The prisoner at the bar said he had bought four pigs, and he said he had sold them on Tuesday morning at Brentford market. I had him up to Great Marlborough-street; and when we went back to Balewater, to his lodgings, we found out where the other four were.

Q. Were these pigs your's?—They were; there was one of a dark colour, and white stripe: they were all of my own breed. I should have known them among a hundred. I can positively swear to them; they were pigged in February last.

Prisoner. I went down into the country to see a sister of mine; I was coming along and overtook a drover with these pigs, I asked him if he would sell four of them; he said yes.

Court

Court to Prisoner. Had you any marks about your pigs?—I had!

JOHN HUNSLEY *sworn.*

I live in Gagle-goose-green, in the parish of Hammer-smith. I am a little gardener; five acres of ground I have and no more. I have lived there two and thirty years. The prisoner was with the other man that I bought the pigs of. I bought them on the 5th of November. I believe it was between eight and nine o'clock in the morning; I looked at them as they came along the road; but I told him I would not buy them till they came to the gravel-pits. They had ten pigs, and I bought six; I was to give him 7l. 4s. I paid him 7l. all but one shilling; I had not enough. I borrowed some of the money. This man told me he had bought four pigs, and he was a going to put them in his sty, and I might leave mine there. I bought two first; but afterwards buying four more, I gave this prisoner a shilling to drive them off to my house, as I then thought it would be better. I saw no more of them till Mr. Winder come up.

Prisoner. Mr. Hunsley, did I sell you any pigs?—No, I cannot prove you did.

Q. Then you know Mr. Hunsley?—I was very willing to drive home the six pigs for a shilling, and a glass of gin; no man can think that I would have gone back with these pigs three miles, if I had known they had been stole; and I am as innocent as ever a man was born—worse luck of mine, I know that.

— **WILLIS** *sworn.*

I live in North-street, Sloan-street, Chelsea.

Q. Do you know any thing of the prisoner?—I know no other than his working up and down our road, driving a cart, and such a thing as that.

Q. Have you known him long? Not a great while; he drove a team of horses, he was a labourer.

Q. Did you buy any pigs of him?—No, I had some pigs of his in my house, on Tuesday morning; when I was gone out to work, he brought four pigs, and said he would sell them me; and when I came back, I found some pigs; I saw him soon after, and he told me he had bought four pigs, and he would sell them to me, if I had a mind to buy them; I told him I had not money to buy them; so he asked me to let them be in the place where they were till Friday, and then he would pay me for their keep.

Q. Did he ask you any price?—No, because I said I had no money to buy them; this was on Tuesday; on Wednesday night these two gentlemen came and asked whether I had bought some pigs, I said no; but told them there were four pigs, that were left in my premises; that the man would come on Friday and then take them to Smithfield. On Wednesday night he was taken and sent to Clerkenwell; I did not see him afterwards; I cannot say I knew where he lived; he told me he had bought them, or else I should not let him put them there; I had known the prisoner for some time; he drove Mr. Gray's team, and worked in Mr. Gray's Brickfield.

JOHN MORRIS *sworn.*

Mr. Winder sent me to take the prisoner at the bar into custody, at Paddington; afterwards we had the information of these other four pigs, at Willis's; the prisoner said he sold them going to Brentford, Tuesday morning.

Q. Was the gardener with you when he talked of selling the pigs at Brentford market?—I took this Willis into custody directly as I found the pigs on him.

EDWARD BELL *sworn.*

I live at Southam-green; I was riding to Smithfield market, on the 5th of November, and overtook the prisoner at the bar and another man with him, with a parcel of pigs; on Tuesday before, I

saw the man with a single pig at Brentford, a pig we all thought he had stole, he had got it in a sack; it was four miles and a half on this side of Acton; I did not say any thing to them; I told Mr. Winder, at Brentford market, what I had seen.

Prisoner. That Gentleman never saw me at Brentford, nor any body else?—I did not say I did; I never saw you with my eyes before that morning.

Prisoner. I will tell you how I came to buy these pigs; I went down to Beaconsfield, Buckinghamshire, on Sunday; I have a sister that lives there; I got up on Monday morning to come home, and coming on this side of Acton, I overtook this man with ten pigs; and I am sure I had no more thought of buying a pig then of my dying day, he asked me to buy some; I asked the man what he would have for four pigs, he said six guineas; I said I would give 6l. however says I, I will split the difference; gave him 6l. 3s. coming along we came up to this Mr. Hunsley, he bought a couple; but he said he had no where to put them; I said he might put them along with mine. Whilst I went to feed my pigs he bought the other four; and he gave me a shilling and a glass of gin, to drive them down to his house; I am sure if I had known they had been stolen I would never have drove them down to his house; I dare say Mr. Hunsley had no more thought of their being stolen than I had; when I bought them, there were all the neighbours about; I went down to the black lion at Bafewater, and told them that I had bought four pigs; I made no secret of it at all.

Court to Morris. What time did you take the prisoner into custody?—On Monday night.

Prisoner. Mr. Gillcock is my master; I work at Kensington gravel pits for him.

Court to Morris. Do you know him?—No, I never saw him in my life, till I had him in my custody, as I know of.

Not GUILTY.

Tried by the first Middlesex Jury before Lord LOUGHBOROUGH.

5. THOMAS HEILEY was indicted for feloniously making an assault in the dwelling house of Quintin Kay, and upon the said Quintin Kay, on the 4th of December, putting him in fear, and feloniously taking from his person, and against his will, 4 guineas, 4 half-guineas, an half-crown piece, and 2s. in monies numbered, the monies of the said Quintin Kay.

(The case was opened by Mr. —)

QUINTIN KAY *stern.*

I reside at present in Hatton-garden. On the 4th of this month, the prisoner knocked at my door; my porter opened it. He asked, whether Mr. Kay was at home? He was told, yes. He came into the counting-house, and shut to the door. I did not at that time recollect him, because his face was painted; and he had the appearance of a person of a very ruddy complexion. He held up this pistol. — Says he, your money, or your life. I said, sir, my money! He said, sir, your money—your purse, or your life. I said I have no purse. I put my hand into my pocket, and took out 4 guineas, 4 half-guineas, 2s. and a half-crown piece, and one farthing. I laid it upon the desk, where some half-pence were laying.—He took the chief part up with his left-hand, and held the pistol with his right. — He then changed the hand with the pistol, and directly held it up.—Now your pocket-book. My pocket-book, sir, says I. Yes, says he. — No hesitation.

hesitation. Your pocket-book, or your life! I took this book, and laid it on my desk. He said, that is not the book. No hesitation. — Your pocket-book, or your life — and if you move or stir, you are dead, you are dead, this instant! I thought I might as well lose my life as my pocket-book; and the prisoner, just at that time, seemed rather fool-hardy. I perceived he held his pistol rather loosely—I clap'd my hand on it, and seized him by the collar. He disentangled himself from me, struck me on the head, and brought me to the ground.

Court. What did he strike you with? With the pistol—he cut my head violently, and brought me to the ground. I called out, Help!—Murder! On which my servant, who was in the passage, opened the door, and came in; and the prisoner took up the pistol, and cut his head likewise; on which my servant seized him. He was a powerful man. He seized him. I called out, hold him fast, till I can get a cord to tie him. He held him fast, and I went and got a cord, and tied him, hand and foot; and when he found he was over-powered — O! Mr. Kay, says he, You know me—You know me. I said, directly,—You villain, who are you? and took the candle to his face. On which I said, you are painted, my friend, I see: on which I took the handkerchief, and wiped some of the paint off his face, first on the one side, and then on the other: and then my maid came up.—Soon after that, another maid came up; and they said, O, that is Thomas, who came after Molly! I know him. I then secured him, and sent for the watchman; and then he was secured and sent to New-Prison. I am confident, that is the man.

Q. How long had you known the prisoner?—About two or three years.

WARBERT GRAY *sworn.*

I was porter to Mr. Kay. I let in the prisoner. The prisoner knocked at the

door, on Tuesday, the 4th, about nine o'clock in the evening, and asked me, if Mr. Kay was at home. I told him, yes: then I let him in; and, in the passage, he asked me if Mr. Kay was alone. I told him, yes. He directly walked into the counting-house, and shut the door; and in a little time, I heard Mr. Kay call out murder! and a great scuffle. I directly opened the door, when the prisoner turned at me, and knocked me on the head, with the pistol, and cut my head. I directly seized him by the collar, and held him; and I saw Mr. Kay down on the floor. Mr. Kay called out to me to hold him fast, and he would secure him.

Q. After he was secured, did you recollect who the man was?—No, I never saw the man before in my life.

Q. This is the man you secured?—Yes; it is.

Prisoner. I bear an excellent character, my lord. My friends are not in town at present. I expected my friends to be present to-day, but they are not here now.

GUILTY, Death. (Aged 19.)

Tried by the first Middlesex Jury before Mr. Justice ASHURST.

6. **ROBERT PERCIVAL** was indicted for burglariously and feloniously breaking and entering the dwelling house of William Robinson, about the hour of one o'clock in the morning, of the 8th of May, and burglariously and feloniously stealing therein, four silver candlesticks, value 4l. three silver waiters, value 3l. one silver cruet stand with silver cruet tops, value 5l. one plated bread basket value 1l. one silver wine funnel, value 1l. one silver soup ladle, value 15s. one silver fish trowel, value 1l. one silver marrow spoon, value 5s. four silver salt cellars, value 1l. four silver salt spoons, value 4s. two silver gravy spoons, 1l. 10s. seven silver bottle labels, value 2l. two silver sauce

sauce boats, value 5s. one silver sauce ladle, value 5s. one silver coffee pot, value 5s. one silver asparagus tongs, value 1s. twelve silver table spoons, value 6s. nine silver tea spoons, value 9s. one gold watch, two gold rings, value 20s. three silver medals, value 3s. the goods of the said William Robinson.

(The indictment was opened by Mr. — and the case by Mr. Garrow).

ADAM WRIGHT *sworn.*

I was servant to Mr. Robinson, on the 8th of May last, we left every thing safe, that night and went to bed; a little before eleven I went round, and saw every thing was safe; I was alarmed in the morning between five and six o'clock by the ringing of the kitchen bell; I got up, and before I could well dress myself, I was alarmed by a knocking at the door; in consequence of that, I came down; when I came down to the bottom of the stairs, I saw almost many things laying in the passage, the street door half way open with two watchmen standing on the stairs; part of the decanter of wine standing on the mat by these two doors; after that I let the watchmen in and shut the door, and went up and alarmed the house; afterwards I went down into the kitchen and I observed that the passage door, that goes into the kitchen, at the bottom of the stairs, was forced open; there was only one bar that was forced; the area door below stairs, which was fast over night with two bars, was open; one of the inside shutters was open of the kitchen window, and the sash half way up; there is a little hole in the shutter, which had been chipped round, so as to make room for an arm to be admitted through, so as to open the window, they could then take the bar up; the shutters had been forced in several places besides; I saw a candle stuck behind the door, which goes into the area, which they had taken off a box in my master's room; afterwards I went

to my pantry where I used to keep my plate; I had an inventory of it; I am upper footman; the pantry is on the same floor, as the kitchen; the cupboard in the pantry was left locked, that was broke open and nothing left but two tea spoons, which they did not find; in the cupboard was a draw which I locked up the plate in, and out of which they took every thing there was; they left nothing, not the least in the world; I locked it up the night before I went to bed, and put the key in my pocket; all the articles mentioned in the indictment, were in this draw, and all were taken away.

Q. Do you know what was the amount of those things that were in your care? I cannot tell, there was a considerable quantity.

Q. Did you make any observations on the other part of the house?—Yes, I did on the parlour; the parlour is on the ground floor; the cupboard was broke open, and every thing was laying about; next I went to my master's room, which is called the back parlour, and there I saw all his cloaths laying about, his bureau was broke open where my master's cloaths lay.

JOHN MONK *sworn.*

I was an accomplice in this burglary; I know Percival the prisoner at the bar; I was acquainted with him a long while.

Q. Who were the persons that were concerned with you in breaking into Robinson's?—The prisoner Percival is not the man.

Q. Mr. Monk, you attend here as a prisoner, you are now in custody, you know, as far as relates to the prisoner, your evidence is of no import at all now; the jury will by and by be desired to acquit the prisoner; I am now examining you for a different purpose; recollect you are not yourself out of danger; I repeat to you, who were the persons concerned with you, in this burglary?—William Wade

Wade was one, Robert Percival who lived in Chiswell-street, and not been home two months from transportation.

Q. Do you mean to say the prisoner at the bar was or was not concerned?—The prisoner was not concerned.

Q. Have you ever said Robert Percival the prisoner at the bar, was concerned in that burglary?—Not to my knowledge.

Q. Mr. Monk, remember a man who swears to his knowledge a thing that has not happened, may be convicted of perjury; do you mean to swear that you never charged the prisoner at the bar with this robbery at Mr. Robinson's, yes, or no?—This prisoner I never said any thing about to my knowledge.

Q. Do you mean to state that you never did state, that this prisoner at the bar was concerned in this robbery; now upon your oath have you or have you not said that this man was concerned. Do you know Mr. Harper, the officer who stands there?—Yes.

Q. Did you ever say to Harper that this man was concerned in this robbery?—I never mentioned this Percival's name to Mr. Harper on this burglary, but I have of others, but of this I never stated.

Q. Do you know a person of the name of Upwell; did you never state to her that the prisoner Percival was concerned in this robbery?—I never spoke to her about the robbery at all.

Mr. Garrow to the Jury. After this I don't want to convict the prisoner; but Monk did you never tell Edward Harper that the prisoner Percival was concerned in this burglary?—several times talking about this robbery, I have said that I would speak the truth; he was concerned in other robberies in Broad-street, but not in this.

EDWARD HARPER *sworn.*

I am one of the keepers of Clerkenwell Bridewell; I know Monk by coming to see this same Robert Percival the prisoner at the bar, the time he was under convic-

tion for six months; that was after the burglary in Broad-street; Wade and he used to come together; this was just before Percival broke out of prison, I believe he broke out of prison in July.

Q. After that time, had you any conversation with Monk on the subject of this burglary of Mr. Robinson's?—Yes, he told me the day before yesterday that he should speak the truth, concerning this robbery; but as to the prisoner at the bar having his wight out of the robbery, that he was not sure of; he told me the prisoner at the bar carried some of the property; but whether he had his share afterwards he could not tell; but he thought that Wade gave Percival 8 Guineas for his share in the robbery.

Q. Are you positive he was speaking of the prisoner Percival, and no other?—I am positive.

Q. Did you know of any other robbery in Broad-street?—No.

Q. Had you any conversation with Monk about any other robbery in Broad-street?—No.

Q. Did you understand that the conversation you had with him was about this robbery in Broad-street?—I did.

JOHN LOOSELY *sworn.*

I have been many years an officer; I apprehended the prisoner at the bar on an information; the witness Monk told me where I should find him; another person went with me, accordingly we apprehended Percival, on Tuesday the 7th of November, I and Mr. Harper took him to Clerkenwell Bridewell, from the office in Worship-street; while we were there Monk was brought in a prisoner from Bow-street, having house breaking tools on him again to the same prison; Monk says to me, my lord I shall not own Percival, because you did not send me some money in Bridewell; I told him I did not think him intitled to any; I never gave to any man, it might bias him to say what was false.

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Q. Did he then give you an information against the present prisoner at the bar, in a charge of being concerned in Mr. Robinson's burglary?—He did, he said he was with him.

Q. Was you talking about any other burglary in Broad-street, or any where else?—No, only this.

Q. And that this was the proper person was because you found him according to his directions.

Monk to Loosely. Did I give you information to go and take him?—I went to the same place that Monk referred me to; I did not take on Monk's information; but I found him in a place Monk described.

WILLIAM BLACKINGTON *sworn.*

I belong to New-Prison; Monk was a prisoner in New prison, and I had him in custody in New prison; he told me when a boy came to see him, that had a green coat on, with white metal buttons, that if I would watch that boy out, I should find where Percival lived, for he had on his back the coat that Bob wore, that broke out of Bridewell; and he would go immediately to Percival; he told me, if I remember right, that he Monk, had sold Percival that very coat, and that was the reason he knew it.

Q. For what purpose was you to follow the boy?—To take him up for breaking out of Clerkenwell; he told me he was somewhere in the Borough, in Kent-street.

Q. You knew very well that Robert Percival broke out of prison; is this the man?—It is.

Q. Did Monk ever tell you who were the persons concerned in the burglary, at Mr. Robinson's?—He told me Bob Percival and Billy the trap (that was Wade) were concerned in the burglary at Mr. Robinson's; he told me that Percival was one that carried some of the property. I know of no other robbery in Broad-street.

Mr. Garraw. My Lord, I make application to the court, that on Mr. Robinson's undertaking to prosecute, this man be committed for perjury.

MARIA UPWELL *sworn.*

I lived with Monk at the time of the burglary; Robert Percival called Monk up that morning.

Q. Is the prisoner the man that called Monk up that morning?—I cannot say on my oath, if he is, he is very much altered; I knew him a little.

Court. Let him be committed.

Not Guilty.

*Tried by the London Jury before
Mr. RECORDER.*

8. THOMAS MONTAGUE, glover, was indicted for feloniously making, forging, and counterfeiting a certain parchment, on the 9th of October, purporting to be a deed, signed by John Smith for Benjamin Tomkins, John Cole, and John Maud, then and there being stiled Tomkins and Co. by the name of John Smith, with intention to defraud Benjamin Tomkins, John Cole, and John Maud.

SECOND COUNT.

For feloniously making, forging, and counterfeiting a certain parchment writing, purporting to be a deed to be signed by one John Smith, on Hugh Parnell, for Benjamin Tomkins and Co. with the like intention of defrauding the said Benjamin Tomkins, John Cole, and John Maud.

3d and 4th COUNTS on the same Charge.

Laying it to be done with an intention of defrauding Hugh Parnell.

5th

5th and 6th COUNTS on the same.
Charge,

Only laying it to be done with intention to defraud James Tweed.

And several other Counts on the same charge, only varying the manner of charging.

The case was opened by Mr. Garrow.

HUGH PARNELL sworn.

You will be so good as to produce the commission issued against Thomas Dum-murrell, a Bankrupt in the Minorities, (produced) Mr. Prescott was one of the assignees under that commission.

Q. He was, on that dividend being declared, at whose house was it made payable?—At Messrs. Prescott's.

Q. What was the course on which the creditors were directed to receive this dividend under that commission. — They were directed to come to my house for an order; and having that order on Mr. Prescott, they were paid immediately, and they signed a discharge upon having that order at my office: that is, they executed the deed in order to save trouble: and, to prevent them from coming a second time, we had drafts ready filled up, with the amount of the dividends.

Q. Was it the course of your office, for the clerk to put the initials of his name on the paper of the seal?—Exactly so.

Q. Had he put the initials of his name for this order in question?—He had.

Q. On the 27th of October, was any application made by Messrs. Tomkins and Co. to be paid their dividend? — Mr. Maud came to my office, and asked for his dividend. On his application, I applied to the deed, and I found the signature, John Smith, on it.

Q. How soon after that did Vernon leave your service?—Within four hours.

Q. Did he give you any notice?—No: by no means.

Q. Upon what account did he leave your service?—I charged him with a criminal intention respecting this transaction.

Q. Have you endeavoured to find him? — I have. I have advertised him; but cannot find him.

Q. How soon did you find the prisoner at the bar?—About three weeks afterwards.

Q. Where was he found?—I saw him first at Bow-street, in custody.

Q. You have since paid this dividend for the house of Messrs. Tomkins, and Co.—I have.

Court. The dividend was paid to somebody or other, on that order.—It was.

Mr. Garrow. Mr. Parnell, have you reimbursed this sum?—I have.

ROBERT SHARP COGAN sworn.

I am clerk to Messrs. Prescott and Co.

Q. Do you see any body that is present who was at your banking-house on the 9th of October last? — The prisoner at the bar came in, and asked, Whether Murrell's dividend was paid there? I answered, yes. He immediately walked out; and, in the course of an hour, or an hour and an half, he returned with the draft which I now produce (the draft produced, and deposed to by Mr. Parnell, as the draft which he signed and filled up by Vernon).

Q. In what manner did you pay him? — In cash and bank notes.

Q. Are you certain the prisoner at the bar is the person you paid the 9th of October.—I am certain.

BENJAMIN TOMKINS sworn.

Q. What is the firm of your house? — Benjamin Tomkins, John Cole, and John Maud.

Q. You have paid the dividend under this statute, since the forgery was effected?—Yes.

Q. Have you any person in your service, of the name of John Smith.—No.

Q. Did you ever authorise any person of that name to receive your dividend?—I did not.

Q. Do you know the prisoner at the bar?—I do not.

Q. You was to have this dividend of Murrel of 1811.—I was.

Q. Are your partners here?—They are both.

Q. Look at the name of John Smith, and see if that is the signature of any person you know at all.—It is not.

JOHN MAUD *sworn.*

Did you apply on the 27th of October for your dividend?—I did.

Do you know any body of the name of Smith?—No.

Q. Did you authorise any body of the name of John Smith to receive your dividend.—No.

Q. Do you know any thing of that signature of John Smith.—No.

JOHN COLE *sworn.*

Q. Did you ever authorise any person to receive the dividend?—No.

Q. Is that the signature of any one that you were acquainted with?—No.

HENRY CARRISON *sworn.*

I am a Law-stationer. I live in Curfitor-street.

Q. Do you know the prisoner at the bar?—Yes; he was a covenant servant. He lived with me four years last November.

Q. Did he leave you?—He did, on the 9th of October.

Q. Did he give you any notice he was going to quit you?—None.

Q. Are you acquainted with his character, and hand-writing?—Yes; I have very frequently seen it.

Q. Look at that hand-writing; John Smith, to that deed.—To the best of my knowledge, it is the prisoner's hand-writing.

Q. I don't know whether you knew Vernon at all?—Very little of him.

Q. How lately had you seen Vernon before the 9th of October; or did you

see him on that day?—One of my lads saw him at my house.

TIMOTHY POUNCEBY *sworn.*

I was apprentice to Mr. Carrison. I know Vernon by sight.

Q. Where did you see him?—At Mr. Fuller's, Clerkenwell.

Q. Do you know whether he and the prisoner were acquainted.—Not that I know of.

Q. How lately did you see him at your master's?—The day the prisoner went away.—What day that was I don't know.

Q. You are acquainted with the prisoner's hand-writing, of course—look at that signature: do you believe that John Smith, and Messrs. Tomkins and Co. to be his writing?—It resembles his writing, but there are so many thousand hand-writings one cannot possibly swear.

Q. How many thousand times have you seen him write?—A great many.

REUBEN LAMBERT *sworn.*

I am servant to Mr. Carrison. I was fellow-servant to the prisoner.

Q. How many thousand times have you seen him write?—A great many.

Q. Look at that. Whose writing is it?—I believe it to be the prisoner's at the bar, but I cannot positively swear.

— *sworn.*

I was one of the creditors to Mr. Muller's estate.

Q. On what day did you attest the last signature, preceeding to the forgery in question?—On the fifth of October, I filled it up myself.

JOHN LEE *sworn.*

I was one of the creditors to Mr. Muller's estate.

Q. Look at that deed.—At the name succeeding the forgery. That is my hand-writing. I cannot really tell when I went for my dividend.

Q.

2. Of course that signature of John Smith was on it before you signed?—I signed my name there, that is my hand writing.

(The deed read by the Clerk).

Prisoner. My lord and gentlemen, the evidence brought forward against me is of some effect to endanger my life; there is a person who comes forward, who is a clerk to a banker in the city; then a Mr. Carrison of Curfitor-street, and one of my fellow-Prentices; they neither of them can positively swear; I am unprepared for my trial; I therefore rely on the mercy of the court.

WILLIAM BETHEL *sworn.*

I live in Shire-lane; I have known the prisoner about twelve months; I never knew any thing against him till the present circumstance; I keep Robin's Coffee-house, Shire-lane.

Jury. The gentlemen would be very glad if his master can give him a character.

Court. It would be proper to ask the prisoner if he desires it.

Prisoner. Yes, I do.

Mr. Carrison. I beg to be excused.

GUILTY, Death.

Tried by the first Middlesex Jury before Mr. Baron PERRY.

9. WILLIAM WILLIAMS was indicted for feloniously stealing on the 20th of November, one pound weight of congou tea, value 2s. 6d. the goods of the united companies of merchants of England, trading to the East Indies.

(The case was opened by Mr. Garrow.)

CÆSAR JOHNSON *sworn.*

I am a labourer in the East India company's warehouses; the prisoner Williams

was an excise officer; on the 20th of November, between eleven and twelve, on Tuesday in the forenoon; I am positive that I saw William Williams robbing the company, by putting his left hand to lift up the lid of the chest, and putting the tea in his left hand pocket, the outside pocket. I gave information to Mr. Wilson my elder of it; he was stopped and I see him searched; I saw the overseer take the tea out of his pocket; and it was congou tea, the same sort as is in the chest.

JOHN WILSON *sworn.*

I am one of the elders in the East India company's warehouse; Williams was an assistant locker to the excise; in consequence of what Johnson informed me, I ordered him to be searched, and there was upwards of a pound weight of congou tea found on him loose in his coat pocket.

2. Did you examine the chest out which Johnson stated he had taken it, was it congou tea?—It was, Mr. Chasemore has got the tea.

2. What was the value of the tea found on him?—2s. 6d.

JOHN CHASEMORE *sworn.*

I searched the prisoner by the desire of Mr. Stockwell, the company's warehouse keeper; I found the tea loose in his left hand coat pocket, it has been in my possession ever since, (produced) it weighed one pound, one ounce and a half.

2. to Wilson. Are you sure that belongs to the East India company's warehouse?—I am sure of it, there was none there but what did belong to the company.

Prisoner. I was insensible of any thing of the kind that I had done; sometimes I fall sick, and then I have not any senses about me, nor know what I am doing; I have got my bread for thirty years, and always

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always got my bread as an honest sober servant.

GUILTY. (Aged 40.)

Transported for seven years.

*Tried by the London Jury by
Mr. RECORDER.*

10. JOSEPH HOARE was indicted for feloniously stealing, on the 20th of October, one wooden trunk, value 2s. one deal box, value 6d. seven yards of printed cotton, value 1l. four cheque aprons, value 6d. two linen shifts, value 7s. three cotton half shawls, value 2s. two printed cotton gowns, value 7s. one dimity petticoat, value 4s. one stuff petticoat, value 7s. one linen handkerchief, value 1s. two muslin half shawls, value 1s. one muslin apron, value 4s. four muslin caps, value 2s. one linen night cap, value 6d. one cloth apron, value 2s. one pair of lawn robbins, value 1s. one muslin tucker, value 1s. one printed muslin half shawl, value 1s. one printed bound book, value 1s. one printed half bound book, value 1s. the goods of Mary Richardson, spinster.

MARY RICHARDSON *sworn.*

I am servant to Robert Bevis, Sloan-street, Chelsea; I lost the articles mentioned in the indictment, as I was coming from Stapleton in Essex, in a single horse chaise with my master; it was tied behind the chaise; the last place I saw it behind the chaise, was at Woodford-bridge; I did not miss it till we got to Chelsea; it was about five o'clock in the afternoon we were at Woodford-bridge. and we got to Chelsea about twenty minutes before eight; it was fixed on one side with a strap, and the other with an hamming line; I lost it on Saturday the 20th of October, and I saw it again on Wednesday the 24th, before the Lord Mayor, just in the same state as when I

lost it, there was all there; I knew it to be my trunk, there was my name on the box; there are none of the articles with marks on them; I can swear to some, the petticoat is marked with a piece of black thread.

Mr. Garrow. It was very dark when you came to London?—It was.

WILLIAM BIRD *sworn.*

I am a milkman; on the 20th of October last I was walking along Fleet-street with Mr. Greaves about seven o'clock in the evening; I saw the prisoner at the bar, with two other men, running a little distance behind a single horse chaise, I said to Mr. Greaves, it is my opinion they are going to rob that chaise; I immediately ran across the way, a little distance behind, and Mr. Greaves after me; between Temple-lane and Temple-bar, I saw the prisoner run behind the single horse chaise close, and put his left hand on the trunk that was behind it, and by a motion which I saw in his right arm, I supposed in myself he was cutting what it was fastened on with. Just as the chaise got up to the brink of the Bar the other men got up likewise to the chaise, and one of the other two, and the prisoner at the bar, took hold of it and lifted it from behind the chaise, and I immediately ran up to the prisoner, and he and the other man had the trunk in their possession when I took hold of them.

2. Are you sure when you took hold of them, the prisoner had hold of the trunk?—Positively, I struck the prisoner with a stick, that I had in my hand, and then took hold of him, and he let go and dropped the trunk; taking hold of him he plunged away from me, and I pursued him immediately, and in the high road, opposite Bell-yard, I struck him again with the stick I had in my hand; he still continued running till he came to the end of Apollo-court, where I overtook him again, and knocked him down; I never lost

lost sight of him; I never was five yards from him; I took hold of him, and Mr. Greaves came to my assistance, and we took him to the watchhouse of St. Dunstan's; I then went to the bar, and when I came to the bar, a coachman said, here my friend, here is the trunk; he was sitting on it.

Q. Did you make observation enough of the trunk to know that was the trunk?—I cannot positively say that it was the same I saw behind the chaise; I said to the coachman, I am much obliged to you, and I took hold of it and carried it to the watchhouse.

Q. Should you know it again, was it in court?—Yes.

Mr. Garrow. What sort of a night was it?—A bright star light night, rather remarkable light than otherwise.

Q. You had not seen the prisoner before?—Yes, I had seen the prisoner before many times.

Q. Where is Apollo-court?—It is between Temple-bar and Chancery-lane, it turns up by Salkeild; the pawnbrokers.

Prisoner. The witness Bird has been in the Bail-dock with me, and he said he knew and would not hurt me.

— GREAVES sworn.

I am a glazier; I was in company with Mr. Bird, on Saturday the 20th of October; I was in Fleet-street about seven o'clock in the evening; I saw two men in company with the prisoner come up Fleet-street; I saw a chaise a little way before me, the horse was on a trot, and these people seemed running after the chaise, as I judged; I and Mr. Bird followed them, and when they came within an hundred or an hundred and fifty yards of the bar, the chaise had come to a walk, because it could not go on so fast for the carriages; I then saw two men turn out into the street, out of the path way into the road way; there was an hackney

coach standing close by the pavement; I went behind the hackney coach, and the prisoner in company with the others had got the trunk off the chaise; I directly pursued them; one ran through the bar, and two ran back into Fleet-street; the prisoner was one; I pursued the other and he got away; I saw which way the prisoner took, and when I came up, I supposed he had been knocked down, for he was then sitting on the ground, close by Apollo-court, on the path way; there was a scuffle ensued about getting him away; they tried to get him away.

Q. Did you loose sight of him after that?—Never afterwards till we got him to the watchhouse; the next day we took him before a magistrate.

Q. What became of the trunk?—I saw the trunk standing on the pavement, and a coachman was sitting on it, at Mr. Child's the banker's door; I brought the trunk to the watchhouse; I have kept it ever since Monday, when it was taken before the Lord Mayor, where it was sealed in order to be advertised.

ROBERT BEVIS sworn.

I am a baker; on the 20th of October I set off about half after five in the morning to go down to Stapleton; I got there about ten o'clock; I stopped and breakfasted there; the trunk was put on the chaise at Stapleton; I saw it afterwards on the chaise at Woodford-bridge; I came through London, I should imagine about seven o'clock; I came through Whitechapel, Leadenhall-street, and Fleet-street, Temple-bar, and the Strand; I cannot swear to the trunk, but I can to the straps.

WILLIAM MARSH sworn.

I am ward beadle; all I know is that from a letter in the box, I found out the prosecutor of the box and contents. (Produced, and deposed to by Mary Rich.

Richardson, and the straps that was cut, deposed to by Mr. Bevis.)

Prisoner. Bird has been with me in the Bail-dock, and wished me to shake hands; says he, Hoare, I have known you some time, I cannot say you was the person.

Bird. He sent a young woman to me to desire me to step into the Bail-dock, for he wanted to speak to me. I was prevailed upon and went; says he, Mr. Bird, you will make the matter easy, and there should be no money wanted. He sent for some wine, but I did not stay till it came.

Prisoner. Upon your oath did I offer you any money.

Bird. He said he would give 10 or 12 guineas to make the matter easy. I told him as for money I did not want it; Greaves was with me.

Court to Greaves. Did you hear what past?—He said you will make the matter as easy as you can; my mother is in possession of a good deal of money; there shall not be any money wanted. I told him my friend I believe money will be of very little matter in this business.

GUILTY. (Aged 26.)

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER.*

II. MICHAEL RONAN was indicted for feloniously stealing, on the 10th of October, one diamond, of the weight of 31 grains, value 85l. the goods of Abraham Mocalto and Asher Goldsmid. (The Cafe was opened by Mr. Knowlys.)

ASHER GOLDSMID *sworn.*

I am a Diamond Broker. The prisoner was in my service about eleven months. I lost a diamond: it weighed 31 grains.—It was of a yellow cast. I had had it about five or six months. I

kept the stone usually in a pocket-book, which I carry in my inside-pocket of my coat.—The prisoner brushed my coat every day. I missed it about the 10th of October last.—I cannot say within a day or two. I always found the prisoner a very honest servant. I had not the least suspicion of him.

I communicated the loss to the persons in the house, and the prisoner was informed of it. I advertised, and sent bills about likewise.

About the 20th of November, I heard of it from Mr. Stubbs. I sent him out in the evening before, and he staid out all the evening. I thought some accident had happened with him. Mr. Stubbs called on me the next day, and informed me that he had taken him up. I saw the diamond, and it was the very diamond I had lost; it has been in Mr. Stubbs's possession ever since. Its value is 85l.

Mr. Garrow. How long had this man lived with you?—Eleven months. I never had the least suspicion of his honesty.

JOHN STUBBS *sworn.*

I am a Silversmith, in Holborn. On Tuesday, the 20th of November, about eight o'clock at night, the prisoner at the bar called at my shop, and asked me if I would buy a diamond. I looked at it—he had got it between his fingers.—The diamond appeared rather greasy. I said, I don't think this is a diamond. Says he I am sure it is a diamond, from the place from which I had it. I asked him, what he asked for it. He said, 60 guineas. I then step'd out to Mr. Chandler's, the pawn-broker, and asked his opinion about it—and then I asked him who he lived with. He said he lived along with Mr. Goldsmid. I asked him how he came by this diamond. He said, he found it opposite the Royal Exchange.—but I should have observed, that he either said, he had given a diamond price, or it cost a diamond price—I cannot be certain,

tain which of the expressions he used. At last he said, he found it at the Royal Exchange. I told him, I was afraid he did not find it there, but that he found it at his master's house. He then told me that the maids were out, and that he was sweeping the carpet; and underneath the carpet he found this diamond. I asked him how he could offer it to sell, he said his master had offered 10l. reward for it. I took him to Bow-street, and have had the diamond ever since; and called at M. Goldsmid's the next morning (the diamond produced and deposed to).

GUILTY. (Aged 27.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Lord LOUGHBOROUGH.*

12. ANDREW ALEXANDER DEW was indicted for feloniously stealing on the 10th of November, 18 yards of quilted cotton, value 7l. the goods of James Kastevan and Thomas Kastevan, in their dwelling house.

(The case was opened by Mr Garrow.)

WILLIAM NEWTON *sworn.*

I am a Smith. On Saturday the 10th of November, I was employed to do some business for Mr. Austin, in the coal cellar, which has a communication with the area; this was two doors from Mr. Kastevan's—the same side of the way—about half past 5 in the evening, I observed a piece of goods, which I now produce, in the area of Mr. Austin's house. As soon as I discovered it, I got up from the area and went to Mr. Austin's house, where he now lives, while the house was repairing, and told him what had happened. I ask'd him to step over with me: he went over with me; and I took up the

piece of goods, and gave it into the hands of Mr. Austin, and he carried it to his own house; and the same piece was brought back by Mr. Austin and me.—It was never out of my sight, only whilst I was climbing up the area.—After I had given it to Mr. Austin, I went with Mr. Austin to his house, I came back again with him, and threw it down again on the same place, as near as I could, in which I found it. I took my station then just within side of the coal-cellar, which was as near as possible. There was a doorway out of the coal-cellar into the area, I believe my feet were in the area. I sat within side the coal-cellar, to hear what passed, and to wait in case any body should come.—I did this by Mr. Kastevan's desire. After I had set there some little time, about half of three-quarters of an hour, some persons, one of whom I suppose to be the prisoner, came to the top of the area, and looked down, and said, there it lays—it is safe.—Are those boards fast?—(speaking to each other) meaning the boards that were laid down to prevent people from falling down before the iron-work was completed. Another answered and said; No: they are only laid over to prevent people from falling; and these stones are rolled upon them to prevent the boards from moving. Then they went away, and in about a quarter of an hour after, as nigh as I can tell, they returned; and, looking down the area, they saw the piece of goods; they said, there it lies—it is safe; now we will have it immediately. The prisoner came down the area—the boards were removed.—He climbed down.—The goods lay at the depth of about 8 or 9 feet: they were obliged to scramble down. On his getting down, I seized him, and took hold of the piece of goods—he had got it about breast-high, as if to deliver it to some one on the outside. I saw him drop pretty near to the goods; so nigh, that his feet touched the goods. I saw him

and take up the goods: there was a lamp near. — There was more than one person above. I roused myself from my sitting, and caught hold by his coat, and all his waistcoat collars, and dragged him about the area, and cried out for help. He struggled, and fought with me to get away, but I had fast hold and would not let him go: his companions, who were above, whom I knew nothing of, said let him go—let him come up;—we will secure him. My answer was, as soon as I see a face I do know, I will let him go, upon which, immediately, a large club was striking at me from above. As soon as I refused to let him go, they struck at me, and I got down, and pulled the prisoner down over me, in order to secure myself from the blows. Mr. James Kastevan came, and I cried out, I have got him safe.—Then Mr. Kastevan took him from me, from the area; and as soon as I could get the piece of goods up, I went up myself, to Mr. Kastevan's shop, and they consulted, that it would be best to take him to Bow-street, in a coach. I went with him in the coach. As soon as we got in, the right-hand door was opened; and there was some alarm given, and sticks striking about the coach.—And the prisoner started up, and was half out of the coach. Mr. Kastevan and I were inside the coach; and he found we had got him so secure, that he cried out, Do not hurt them. I will not go with you, I tell you. (The silk produced and deposited to).

Mr. Knowls. This was several doors from Mr. Kastevan's house, where this man was found?—The second door.

Q. In the area of an uninhabited house?—Yes.

Q. When did you first go to work in this area?—That day after I had my dinner, about two or three o'clock.

Q. And you continued working there till you saw this?—No Sir, I had orders to make a coal-plate and fastenings, and which was not made till the workmen were all gone.

Q. Then you left the work for some time?—I did.

Q. And returning you found this piece of goods in your area.

Court. Was it dark when you left the place?—It was quite dark; I had a candle to go into the yard.

Q. Can you say positively no other person was in the yard, from the time the piece was thrown down by you, till the prisoner came to take it up?—there was no body but the prisoner.

JOHN EVANS *sworn.*

I saw this piece in my master's shop on the 10th about half past four; it was either the second or third piece from the door, further on in the window; I saw all that was gone in the course of the day; and this particular piece was there at half past four, when a person came in and wanted some kerseymere, and brought a piece to the door, to see if it was the colour; and a quarter after five I went over the way to dinner, to a house where the family live; I saw the window quite full; I returned from thence about a quarter before six, and saw it was gone before Mr. Newton had given information about it; I know it to be Mr. Kastevan's property, I have no doubt about it.

Mr. Knowls. Has your master many servants?—Yes.

Q. How many employed to carry out goods?—Five and a boy.

Mr. Garraw. Do you ever carry any out without the order of your master?—No.

Q. Had you any orders to carry this out?—No.

JAMES KASTEVAN *sworn.*

My brother's name is Thomas; I was sitting up at dinner, and Mr. Austin sent for me, and shewed me the silk, and asked me if I knew it, I did; I was very much alarmed about it; after he went back to the area, I heard him cry out a thief,

thief, a thief; and I went and received the prisoner of him, collared him and took him and shook him; the goods were given to Mr. Bingley's porter; it was marked before it was taken back to be thrown down again. It cost about 8s. a yard.

Mr. Knowlys. Have you not expressed a suspicion that some people that were intrusted by you, had put the goods down there, that some bad people might come and take them away?—I had no suspicion at the time of any body.

THOMAS KASTEVAN *sworn.*

The prime cost of this piece of silk is at 8s. 6d. per yard. At about a quarter past five I sent the servant over the way, to the house, to dinner, where the family reside, and told him when he came back to clear the window; I then observed the window was perfectly full: In about half an hour I think the prisoner was secured in the area; I went down and got him into my own house, and when I got him into the shop, he fell down on his knees and begged mercy; the prisoner had not the least connection with our shop; he was taken to Bow-street; I went in the coach with him; the moment the coach had turned about, a dozen yards, the door of the coach was opened, and some men appeared with bludgeons, and a cry, release him; you, come out; the prisoner gave a leap: I took hold of his collar; he attempted to get away, and we secured him.

Mr. Knowlys. I am told there is a person of the name of Cave, interested in your business?—That is two years and a half ago; There is no one interested now but my brother and myself.

CHRISTOPHER KENNEDY *sworn.*

I am one of the public officers, at Bow-street; I was sent for to take the prisoner into custody.

Prisoner. I was coming from St. Martin's-lane, to this end of the town; unfortunately for me, I was taken ill; I saw these buildings, and feeling no public house near, I thought it more decent than going into the road; as soon as I went down my feet came against something that was soft, and I saw this roll of stuff lay.

The prisoner called four witnesses who gave him an excellent character.

GUILTY, of stealing to the value of 39s. (Aged 24.)

Three months imprisonment in Newgate, and fine 10s.

Tried by the first Middlesex Jury before Mr. Justice Ashurst.

13. **SARAH FREE** was indicted for feloniously making an assault on John Adam Carey, in the dwelling house of the said Sarah Free; on the 5th of December, and putting him in fear, and feloniously taking from his person, and against his will, 10 Guineas and a half; the monies of the said John Adam Carey.

JOHN ADAM CAREY *sworn.*

I am a German, a single man; yesterday week I came from St. Edward's to look out for a captain, to go home; I am a leather dresser; I made a bargain with a captain to go home to Germany; and I came from that house and went into another house at Iron Gate, and stopped there for some more of my friends, to go home with me; they did not come to go home, so I came out and went up a lane.

2. What is the name of the public house?—I don't know the name; it was close by Iron Gate, in St. Catherine's-lane; I came out of it I believe at eleven o'clock at night, what I can tell the nigheft;

highest; I was not drunk; I had drunk no more than three pennyworth of gin and water; I went out and met a woman in the lane, and I asked her, good woman, where can I get a lodging, a room to myself? I don't like to go over the other side of the water; I am rather late. The prisoner was not the woman that I met; after the woman she told me, she would bring me into a very good house, and a room to myself, where I should not be robbed; I went with the woman, and I came to the house of the woman at the bar; I came and I asked her if I could lodge, she said yes, and what I must pay, she said 2s. that was not the prisoner that I paid the money to, but the other woman; directly, or a little while after, this here prisoner took a knife and cut down all this side of my breeches, and the other woman took hold of this side, and the prisoner took the money out; I saw the money in her hand. I can say I had 10 Guineas and a half, silver I don't know how much; I saw the gold in the prisoner's hand; after she took the money, she took hold of me and throwed me on a little bed, and struck me on the ground by the temple.

Q. What did this woman do with these Guineas?—She flung them on the table after they knocked me down. They knocked me down three times, this woman and the other both together; I got up again, and they shared the money between them together.

Q. After they had taken the 10 Guineas, what became of it?—She gave it to the

other girl; I saw her give it; I don't know how much.

Q. Did you see her give the money to the other?—I did not; I saw it in the prisoner's hand; and I saw them count them on the table, both together.

Q. After they counted them what did they do?—Then the woman went away and the prisoner took and turned me out of doors.

Q. How soon did you see her after this?—The prisoner stood with me in the room; I could not get in any more, she turned me out.

Q. Now attend to me; did you go out when she desired you?—And she shut the door behind me. I stood at the door; the watchman came past directly; and I told him I had been robbed; and I told him to get an officer; and the watchman and the officer they did not come; and I staid all night by the door myself; in the morning when it was six o'clock, I sent the watchman again for the officer, and the officer came and took her up out of the room; she was searched, and there was some gold and silver found upon her; then I carried her before a Magistrate, and she was committed. I saw her before the magistrate at the second hearing, at a house close by where they are shut up, before they go in into the Magistrates; and she told me, she would give me 5 Guineas, and I should make it up; so I believe she said, she did not take any more than 7 Guineas and a half; I told her it was 10 Guineas and a half.

[The remainder of this trial in the next part, which will be published in a few days.]

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of **LONDON**;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On Wednesday the 15th of December, 1792, and the following Days;

Being the **FIRST SESSION** in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON,

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*.

And Published by Authority.

N U M B E R I. P A R T II.

L O N D O N:

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[PRICE ONE SHILLING AND FOUR PENCE.]

THE WHOLE
PROCEEDINGS

UPON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

Continuation of the Trial of SARAH FREE.

Q. At the time this woman ripped your breeches open, did you see her do it?—I did, she said to the man, that was along with us, that she would pay all, except a bottle of wine.

Mr. Knowlys. You are a german, you tell us?—Yes.

Q. You had a long parcel of money this day?—Not this day.

Q. This day you are speaking of?—Yes.

Q. How much money had you in the morning?—I cannot tell.

Q. Was you employed in your business that day?—I was going to Holland.

Q. What time of the morning was it you went into the public house?—Between ten and eleven o'clock.

Q. From that time till you called the watchman, how many minutes do you think, you was out of a public house;

was not you drinking from eleven o'clock in the morning, till eleven at night?—I cannot tell; I went to the captain, and from the captain, I went to look for my other friends, to go along with me.

Q. Upon your oath, had you not been drinking the whole day?—No.

Q. How many hours in the day, had you not been in the constant state of drinking?—I had not drank a glass of liquor in five hours.

Q. And you mean to tell us seriously you was sober when you set out at Iron-gate?—I was sober.

Q. Can you tell us how much money you had when you went to the captain?—I had 11 Guineas and a half.

Q. How much money did you spend in liquor that day?—I don't know, I paid so much. I paid away 15s. and I bought

an handkerchief; I paid 3s. 6d. for that; and I had 12s. in silver.

Q. How much money had you in the public house, at Iron-gate, in gold, besides silver?—I had 10 Guineas and a half.

Q. Who was with you at the time you counted the money there?—No body there.

Q. Is your friend the landlord at Iron-gate here?—I don't know the man.

Q. You have not brought him as a witness?—I did not ask him for a witness.

Q. Because he would have told us whether you was drunk or sober, when you left the house. Now you watched at this house all night, that you might know it in the morning; did not you go to another house, and insist upon going in, and charge another woman with the robbery?—I never did.

Q. Then you never charged any other woman with this robbery?—This is the woman.

Q. That is a different thing, on your oath, that very day did not you go to another house, demand admission, and charge another woman with robbing you?—No, I did not.

Q. Did you take up no other woman?—No, I did not.

Q. Nor the Constable at your desire?—No, he never did at all.

Q. Bare was the man to whom you applied, and you swear that you was sober when you applied to Bare?—I was.

Q. Now you tell us, that these women knocked you down, and while you lay on the ground, you heard money chinkling on the table?—I saw them when I was up.

Q. You never attempted to lay hold of it?—I was in danger of my life; I sent on purpose for the money abroad, because I was not able to work.

Q. When these people were counting the money, you lay on the ground?—

They knocked me down, I got up directly after that.

Q. Then the other woman went away with this money, and when you was alone with this woman, you was in danger of your life; she is such a great strapper, she could have eat you up; you was left alone with this woman; and then you complained to the watchman that you was robbed in the house; the watchman would not go into the house with you?—The watchman knocked at the door, and she would not open the door.

Q. So the watchman did not spring his rattle, and call for assistance. I take it for granted you have the watchman here?—I don't know the watchman; I never saw him.

Q. You did not tell Bare about the watchman?—I did not.

Q. Then Bare found you at this woman's door?—I sent the watchman at six o'clock.

Q. You did know then where the watchman was?—I did not go away, for fear she should run away.

Q. You know where to find the watchman, because you sent him for Bare?—No, I did not send him for Bare; I sent him for an officer; I did not say I don't know the watchman.

Q. A little while ago you said that you did not know the watchman, and yet you took him before the magistrate with you?—Mr. Bare did not tell me I was to bring him here.

Q. This woman's life is to be forfeited if she is convicted of this you know, and then there would be 40l. reward in the bargain; that would more then pay you for the 10 Guineas and a half; how came you by so much money as 10 Guineas and a half?—I received it from Messrs. Grosvenors house; my friends sent it over; I have been ill so long I cannot work.

JOSEPH

JOSEPH BARE *sworn.*

I am a constable; I was called up between five and six on Wednesday morning, by the watchman; I went to a house, No. 2, in St. Catherine's-lane, and made them open the door; I made one of the girls get out of bed; I found the prosecutor was at the door; they opened the door, there were two or three women in the lower apartment; the prisoner was not one of them; he charged a woman at this house; I told him to be very cautious; he charged her with robbing him of 10 guineas and a half; I searched the girl's pocket, and I found not a penny about her; so I told the prosecutor to be very cautious in accusing this woman, without he was positive she was the woman; then I let her go, and told her to go to bed. Then I went to No. 1, the next door; and there I went into the room; and there the prosecutor charged the prisoner at the bar; there was no one there but her; she was in bed; I knocked at the door; she got up and let me in; there was no money found on her.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

14. WILLIAM GRIFFITH was indicted for burglariously breaking and entering the dwelling house of Richard Barker, about the hour of eight in the night, of the 2d of November, and burglariously and feloniously stealing therein, an iron anvil, value 1s. the goods of the said Richard Barker.

RICHARD BARKER *sworn.*

I am a jobbing smith; I live in Vinegar-yard, East Smithfield; between seven and eight o'clock, I was going to have my supper; I left work and went into the public house, and had got some

herrings, and asked the maid at the public house, whether she could do them for me; I shut my door and put the asp on, and shut the padlock, but did not lock it; I left the anvil there when I went out, and when I came back the anvil was not there; it was fixed to a block, by three nails, and the block is fixed in the ground; it is too heavy to move about; I went back in about ten minutes; I found my house just as it was before; but the padlock upside down, instead of being put on one way, it was put on the other. I did not recover my anvil till next morning, when I saw it at an old iron shop, the corner of Marybone-court, in Nightingale-lane, at one Mr. Carter's; I supposed how it came there; but I could not say; I knew it was mine, because I bought it and paid for it. It was very particular; I made a chiswell on purpose to cut a hole in it; and there is the marks now. I can swear to it.

Q. Can you say, for certain, whether he was in the house or not, when you went out? might he not be concealed? — There was no part of the house that he could possibly be concealed in. I am clear of it.

Q. What was done with the anvil? — It was carried before the magistrate. Mr. Carter has kept it ever since.—It is here now.

Q. Was this shop, and where you sleep, under the same roof?—It is.

THOMAS CARTER *sworn.*

I keep a coal-shed and an iron-shop, the corner of Marybone-court, Nightingale-lane. This man (the prisoner at the bar) came to me, and asked me to buy an anvil. No, said I, it will not suit me. I do not want any thing of the kind. If I recollect right, it was on a Friday.

Court to Barker. When did you lose it?—I think it was Friday. I lost it two or three days before the 5th of November.

Court

Court to Carter. Was it the same Friday he came to you?—It was the Friday that Barker came to me the next morning, and said, it is my anvil. I described the man I bought it of; and he knew the man. I gave him 10s. 6d. for it. I told him it did not suit me to buy it. He said his landlord was going to seize on him for rent, and that he would rather sell his own property than his landlord should.—This was what he told me, I delivered the anvil up, when I was asked for it. I went in pursuit of the gentleman that I bought the anvil of. I am certain the prisoner is the man. (The anvil deposed to).

Prisoner. I wanted to get a little money: but I asked him if he would keep it while Monday, and I would have it again.

PETER MAINE *sworn.*

I know nothing farther than apprehending him the next day, about a mile from the prosecutor's house, Brick-lane, Spitalfields, in a public house. Mr. Carter knew him immediately.

Prosecutor. He had worked with me about six weeks.

Prisoner. It was a work-shed where in I worked. It was not an house, and as to breaking, there was no such thing, because the padlock was only a sham one, to put off and on, because he was to go in at any hour the same as myself, and when I took that to the man, he said he did not care whether he had it or not; but as I was a little urgent, because I expected to be troubled in the morning afterwards and I told him if he would keep it till the Monday, I would give him half a crown, and would have it again; which I gave him a shilling earnest out of; but I meant to replace it. I was coming down the morning after, for to tell Mr. Barker of it, as he and I were intimate with each other, but I could not come as soon as I could wish; and I was

apprehended for the same. I had not any intention of having it from him.

Court to Barker. Does he mean to say, that he had as much to do in your house as yourself?—He was with me five or six weeks, but the last two or three days he had absconded. He did not work for me; he worked for himself. He was to pay for his working there, but he never gave me but one shilling.

Q. Was he to pay for working there by the week; or how?—We never made any agreement about that. He gave a shilling, and said as soon as he could get more, he would give me some.

Q. Supposing the day you had lost your anvil, he had come to work, you should not have objected to it. — I should have objected to it, so far as this, that two people cannot work with one tool.

Q. You had not forbid him:—I had; but he said, he would still give me something. There is another person that works in the shop, besides him and me.

GUILTY of stealing, but not of the Burglary. (Aged 45.)

Six Months Imprisonment, and publicly whipped.

Tried by the first Middlesex Jury, before Mr. RECORDER.

15. SARAH LOFT, ANN SIMMONS, ELIZABETH REDERICK, ANN DAWSON, and JANE ISON, were indicted for making an assault in the dwelling house of Ann Dawson, upon William Ellis, on the 2d of November; and feloniously taking from his person, and against his will, a silver watch, value 20s. a canvas purse, value 1d. and 31l. in monies numbered, the goods, chattels, and monies of the said William Ellis.

(The Case was opened by Mr. Garrow.)
H WIL-

WILLIAM ELLIS *sworn.*

I am a Welch-drover. I lost my money on Thursday, the 2d of November. I came to town the day before.

2. How did it happen? — I will tell you the truth. I light of this young woman, Sarah Loft, at Cow cross, in the street, coming out of an house there, between twelve and one o'clock in mid-day; I was sober; I had drank only one pint of beer that day. There were but few words passed between us then; but she took me down round the street, and carried me to the house of Dawson; I did not know then it was her house; it is in Sharp's-alley; when we went to the house, she took me up stairs, and the next I see, was Jane Ison; she came up into the room; but before that I and Loft, we make an agreement for 6d. I took my 6d. from my waistcoat pocket; the rest of my money was in my right hand breeches pocket, in a purse or canvas bag. When I had given her the money, then we had what you know, we laid down on the bed together; while I was on the bed, I found my purse in her hand; as soon as I found my purse in her hand, I clapped my hand on it, and I got hold of one end of it; the empty end. She called out, the first name was Sukey, and Ison came up first; then she took me by the left arm; and I had the end of my purse in my hand, at the same time; so she other bit me in two or three places, in the hand; then the other two came up, Dawson and Simmons; they came up while I was still struggling, and my hand still holding my purse. When they came up, that Ann Dawson came and clapped her hand on my mouth, because I called out murder several times, I let go; at last they got me down on the bed, and I held the empty end in my hand, and so they cut the end off. Elizabeth Rederrick was not there at all; the other four all assisted in getting me on the bed;

and while I was down they cut my purse, and while I was in the hobble with them, my watch dropped out on the floor, and the glass dropped out of it, as I had not yet put my cloaths to rights; they took it, it was either Jane Ison or Ann Dawson; Sarah Loft had the purse in her hand the mean while; they cut my upper lip most shockingly, what with I cannot say; after they had cut my purse, they all ran away directly. I crept down stairs, and was very much frightened; I stood at the door and cried out there, and one Mr. Clarke came to my assistance. There was a pursuit made after the women; I saw two of them, Loft and Simmons the next day, or the day after; I did not see Dawson till lately. I am sure they are the four girls; I have not the least doubt of either of them.

2. Did you ever hear from Dawson, or any body in her presence, who kept that house? — I did not.

2. How much money did you loose? — I lost upwards of 31l. and a silver watch.

Prisoner Simmons. He hath sworn to three different Sums of money at the Justices. He said when he took me, he lost 36l. when he took Ison he said he lost between 20 and 30l. and now he says 31l. — I always said 31l.

9. Did not you say at the Justices, you did not know me at all? — I did not say so.

JOHN CLARKE *sworn.*

I live in Sharp's-alley; on the 2d of November I heard a cry out of Murder, for God's sake help, as I was going to bed. I am a watchman; I threw up the sash of my window; I saw a man at the house, that I understood to be kept by Ann Dawson; I said my friend what is amiss; he said, I am robbed and murdered; says I, you cannot be murdered, for you are alive now, says I, stop exactly

exactly there where you are, while I get you assistance. I went and got an officer, and when we came down, he stood exactly as I left him; says I this is the manner that I left the man; you have a right to go in and search the house; I went into the house along with the constable; we found one girl there whom we understand is since dead; we went up stairs, I picked up part of a purse, and a pair of sleeve buttons, and the glass of a watch. The constable has got them. I had known the prisoner Dawson as much as two years, she had been backward and forward all that time. I know the other prisoners by sight, by resorting to her house. Dawson was the reputed owner of the house.

Prisoner Simmons. I am sure you don't know me.—I know her extremely well, as coming backward and forward to that house.

Prisoner Dawson. Who told you that I keeps the house Mr. Clarke?—Because she has said that nobody will get me out, because I can live rent free, if I like it.

Prisoner Dawson. He keeps a worse house than mine?—I always take such lodgers in, as are hard working people. I don't take upon myself to say all that come are married.

Prisoner Simmons. Did not Rederick, lodge at your house?—I don't know, she might have been with a Mrs. Miller, but I did not approve of it; I told her if she would go away and take her company with her, I would forgive her what was due.

SARAH WHEELER sworn.

I live in Mr. Clarke's house; I get my bread in the street, with a barrow; I had just come home, between one and two; I heard a noise, and looked out of my window, and saw this man standing and complaining, and Jane Gagers otherwise Ison, give something out of her bosom into Ann Dawson's hand,

what it was I don't know; I don't know all the people at the bar; I don't know how long Dawson has kept the house.

Q. Was this man at the door?—The man was at the door, and they were in the one pair of stairs, close by the window.

Court to the Prosecutor. Was the room in which you was robbed in, the one pair of stairs?—It was, it looked opposite to these persons window.

Q. How wide is the distance between?—About as wide as from you to me.

Q. Mrs. Wheeler, was what you saw, after the cry of murder?—It was.

Jury. Are you certain that the prosecutor was at the door of the house, at the time you saw something given from Ison to Dawson?—He was standing by the door and holding by the staple, I never left my window at all, till after the constable came.

Q. Is there any other way out of the house?—I cannot say, but I have heard there is a back door.

Witness, CLARKE.

I met all the women while I was going for a constable; I overtook them at the top of Sharp's-alley, about sixty yards from the house where they lodge; I spoke to Ann Dawson; and says Ann Dawson, you have done such a daring thing at noon day, I cannot put up with it.

Prisoner Dawson. He met me, Mrs. Dawson, says he, I will hang you if you had a hundred necks. That was within two doors of the officer's house.

JAMES WHEELER sworn.

I am the husband of the last witness; I live opposite Mrs. Dawson's house; I came home about one o'clock at noon; coming home my wife had sit down to light the fire; we heard a terrible noise of murder; I got up and opened my window; and I saw Ann Dawson take some

something out of another body's bosom ; but I cannot swear which : I heard Clarke speak, and I ran down stairs ; they were in the one pair of stairs, and they could get out at the back door.

Prisoner Dawson. Did you ever go out at the back door?—I have.

Q. Did you ever know that was my house?—I did because you wanted to let an apartment to me.

THOMAS WRIGHT *sworn.*

I live within half a stones throw of this place ; I know nothing of this robbery ; I am a City officer ; I went in pursuit of them, on the 2d of November, in the afternoon ; we went to the house of Ann Dawson ; we found the house fast and a padlock on the door ; we searched many suspicious houses, particularly public houses of ill fame ; but could make no apprehension that night.

Q. Do you know Dawson?—I do.

Q. Do you know she keeps that house?—I do.

Prisoner Dawson. How do you know I keep the house?—She has got the freehold ; and I have known her to come to Mr. ———, to borrow money to pay the king's taxes, and he has wanted to have the key.

Mr. Garrow. It is a part of the world where possession goes with the key?—It does.

Prisoner Simmons. Pray did not you hear the prosecutor say, he knew nothing about me?—I know he swore positively to Loft, and then he swore positively to Ann Dawson, and then he swore to Jane Gagers or Ison, that she cut the purse from his hand.

Q. Whether before the magistrate he did not say he did not know me?—He swore to them all before the magistrate, that was the reason the magistrate thought proper to bind me over.

Q. No he has not sworn to all, there is one he has not sworn to (meaning Rederick)

—WILLEY *sworn.*

I am a patrol, I was on a trial here the 2d of November ; I took Jane Gagers myself ; I know nothing of the robbery ; I searched her, and found nothing on her ; I was before the justice, and I saw them all searched before the justice? there was a guinea found on Ann Loft, and half a guinea on another ; I am not certain which.

THOMAS APPLEYARD *sworn.*

I searched Ann Dawson and Ison, nothing was found upon them. In the room where the robbery was committed, this half purse, sleeve buttons and a watch glass were found. (Produced and the purse and sleeve buttons depofed to.)

Prisoner Loft. I never saw the man before in my life, till I saw him at the justices.

Prisoner Simmons. When I was taken to the justices, I was just done with my work, and was standing at the bottom of Mutton-hill ; the officers came up and says, you are the woman that I want ; I went with him to the justices : the prosecutor swore to Sarah Loft, and they asked him if he knew any thing of me ; no, he said he had no further to say against me, than that he did not know me ; with that the justice said fetch the woman, (that is another woman) says the justice, I think it will be necessary to commit them all, till the other is taken ; and then he swore to 36 Guineas, and his watch. The man that took me, when he was taking me down stairs, says, I don't know what they have committed you for, for the man has not sworn to you now.

Witness

Witness WILLEY.

When I was before the justice they were proved to be in the house, Simmons and another, who is dead, but the prosecutor could not attempt to swear that it was them that used the violence, that they took any active part in the business.

Q. Did he say whether they were in the room?—I cannot say.

Mr. Garrow. Have you known the prisoner Simmons?—I have known her many years.

Mr. Garrow. I thought so.

Witness Willey. Ison was taken the 3d of November, she was brought up to the justice and discharged, because the countryman was not in town. I was hunting about for her again, till last Monday, when I took her out of Golden Lane.

Prisoner Dawson. I don't belong to the house, nor did I ever see the man till I was taken.

Prisoner Ison. Ever since my husband's decease I have been at Canterbury, and had only come up that evening as this gentleman took me. I was taken up for this same affair, and this same woman (Wheeler) came against me, that there woman came into the little room and told me if I would make her a present of a small trifle, that neither she nor her husband would appear against me on Wednesday.

Mrs. Wheeler. I never said such a thing to her upon my oath.

Prisoner Ison. Did not I see you on Wednesday evening, and then you asked me for the money?—It is not true, I did attend on Wednesday.

The Prisoner Simmons called one witness to her character,

Sarah Loft, GUILTY, Death.

Ann Simmons, GUILTY, Death.

Elizabeth Rederick, Not GUILTY.

Ann Dawson, GUILTY, Death.

Jane Ison, GUILTY, Death.

Tried by the first Middlesex Jury before
Mr. Justice ASHURST.

16. MARY HUGHES was indicted for feloniously making an assault on the King's highway, on John Small, the 9th of November, and putting him in fear, and feloniously taking from his person, and against his will, two half crowns, the monies of the said John Small.

JOHN SMALL sworn.

I am a married man, and have three children, I met the prisoner in the Broad Way Westminster, she stopped me, it was the 9th of November, at eleven o'clock in the evening, I had been part of the way down to the Suttle Ground, along with a cousin of mine, I was going home, she stopped me, and asked me, and said my dear will you please to go home with me, I said no, I will not, and I made answer where do you live? says she, just by, says I, I shall not go home with you, and wished her a good night: she hugged me round the waist before I bid her a good night, and took these two half crowns out of my pocket, she met me full butt.

Q. Was it before or after the conversation?—After that she took the money from me, the same time while she was speaking these words.

Q. You must describe in what manner she took the money from you?—By taking of me quite round the waist, and then picked my pocket.

Q. And you felt your money go?—No, I did not, I plunged myself from her, and wished her a good night, and she said I might go to hell if I liked, the half crowns were in my breeches pocket, I had seen them in the afternoon when I was at play with my little children.

Q. Have you ever recovered them yet?—I have got them, I walked about three yards, and putting my hands in my pocket, I missed my money, and I followed after her, and overtook her. Halloo, said I, you have robbed me, in the meantime of my speaking these two words, she dropped the two half crowns on the pavement.

pavement. I heard them fall before I caught hold of her, then I charged the watch with her, and picked up the half crowns myself, I see them fall from her, she dropped them out of her hand, I know them to be mine, because I was at play with them along with my children, there is two plain heads, and one a plain tail, and the other quite smooth, (the half crowns produced, and shewn to the Jury.)

Jury. I think it is very difficult to swear to half crowns, after they are once out of the owner's hands, there is such similarity between half crowns.

Prisoner. Will the man say I ever touched them.—Yes, I will take my oath of it.

ROBERT GREENHILL *sworn.*

I am a watchman of the parish of St. Margaret's, Westminster, on the 9th of November I was crying the hour of eleven o'clock, I heard somebody cry watch, I made towards the cry, came up to Mr. John Small, he made the charge of the prisoner for robbing him of two half crown pieces. When I came up to him, he had the two half crown pieces in his hand, one of the half crowns seemed to be dirty, taken out of the mud. I took the half crowns, and both of them to the watch-house, says I both of you shall go to the watch-house, and decide it there. When they came to the watch-house, Mr. John Small gave charge of her to the constable of the night, and she down'd of her knees three or four different times and asked forgiveness; Mr. Nimrow, who was the constable of the night, said it was out of his power to forgive any thing of that kind, and she was committed; the two half crowns were produced on the watch-table by the constable and beadle of the night; Mr. John Small took them away with him.

JOSEPH NIMROW *sworn.*

I was constable of the night, the par-

ties were brought into me about eleven o'clock as nigh as I can guess at the time, Mr. Small charged the woman of robbing him of two half crowns, and an handkerchief, I took the charge, the woman acknowledged the fact, and begged for mercy; she did not acknowledge the handkerchief, but she acknowledged the half crowns.

Q. Did any body recommend her to make any confession?—Nothing, my Lord.

Court to Prosecutor. Mr. Small, how came you not to say any thing about this handkerchief before?—Because I did not find it on her, but I believe it was written in the letter before the magistrate; indeed I forgot it now, I never found it, it was a new handkerchief.

Prisoner. Sir, I was going along I met this man, and he asked me to take him home; he pulled me about, and something dropped, and he stooped down and picked it up, but I did not see what it was till he came to the watch-house; he said he lost 3s. 6d. more, and an handkerchief.

Court to Prosecutor. Did you say you lost more money than the two half crowns?—No.

Q. How came you to charge her with an highway robbery?—I never charged her with a highway robbery no more than they please to put down, I never charged her than of robbing me of my money.

Q. Did you ever charge any body with an highway robbery before?—No.

Q. Do you know the reward?—No.

GUILTY, of Stealing only, but not of the Assault. (Aged 26.)

Imprisoned 12 Months, and fined 1s.

Tried by the first Middlesex Jury before Mr. RECORDER.

17. ELIZA-

17. ELIZABETH STEVENSON was indicted for feloniously stealing on the 16th of November, 9 yards three quarters of worked muslin, value 40s. the goods of Edward Nicholson, privately in his shop.

JAMES ROUS *sworn.*

I am an apprentice to Mr. Nicholson, he is a linen draper, his christian name is Edward. On Thursday the 16th of November, between the hours of five and six, this woman and another came into our shop, No. 27, Newport-street, a stock of a bankrupt, which Mr. Nicholson purchased, the prisoner asked for some Irish, I shewed it to her at 19d. a yard, fold her three-yards, then I sold the other lady along with her, three yards also, which made six yards in the whole, off from the same piece; after that the prisoner asked for some muslin yard and a half wide, a spotted one, little spots; accordingly I shewed her, it happened to lay at the bottom of the wrapper, and I turned the muslins all over till I came to it; the wrapper was on the counter, and she approved of it. I sold her a yard and an eighth, after I had cut it off, and was folding it up, I observed the muslins move, I then supposed she might have secreted a piece of muslin, and the prisoner stooped to the ground, whereby I thought she might have secreted a piece of muslin; I took no notice of it, until I saw the next motion, which was, as I supposed, she was making it fast about her coats. I then folded up the wrapper again, and asked the prisoner if she wanted any thing else, and the reply was she wanted to look at some calico; I cannot be positive which spoke, which I shewed her, she then paid me for what she had bought, six yards of Irish, and a yard and an eighth of muslin, and paid me the sum I was to have, I gave her change,

and wished her a good evening; then I desired Joseph Nicholson to go and bring the first lady back; he is the nephew of M. Nicholson, he brought the prisoner back, she then went round our counter he then said to her, do not go there to drop it, but drop it here in the middle of the shop; then he said now she has dropped it; I immediately went past her, and picked up the muslin, the muslin lay close by the side of her, it was warm as if I had been holding it by the fire about five minutes; it was a sprigged muslin worked, it was nine yards and three quarters, delivered it to Joseph Nicholson the other witness.

Mr. Garrow. Pray Mr. Rous how long have you lived at No. 27?—Some time.

Q. What is the firm of your house?—Edward Nicholson.

Q. What do you think of Edward Nicholson and Co. is that bill your hand-writing?—It is.

Q. So much for your hand-writing. Now do you mean to repeat to me that the firm of your house is Nicholson, or Nicholson and Co.?—Any name you please.

Q. Now I will give you another name; what do you think of the name of Dickson?—That is taken off the door.

Q. How many times have you been a witness for your master?—Once.

Q. Upon your oath, who are the parties that compose this cheap linen draper's shop?—There are no partners at all, my master is selling on the commission of the assign of the assignees, Mr. Fouquet is one, and the other I cannot tell.

Q. Where did your master live before?—No. 104, Fleet-street, or No. 1, Bridge-street.

Q. And so the house is your's, or mine, or any body's I please, Mr. Nicholson, or Messrs. Nicholson and Co. or Messrs. Dickson and Co. or any body else.

else that I please. Then I will trouble you no more.

Jury. Do you mean to say on your oath, there is no partner in the house?—There is no partner in the house.

JOSEPH NICHOLSON *sworn.*

This prisoner and another came into our shop, and asked for some Irish cloth; after she had bought the Irish cloth, she asked for some fine muslin, Rous shewed her the muslin, after that she was gone, he thought, she had secreted a piece of muslin, and desired me to go and bring her back; she went out of the shop about twenty or thirty yards, or it might be more, I cannot say to a certainty; I went to her and said to her, if you please to walk back, you have got a piece of muslin; she immediately came back; he lift the flap of the counter up, when he came out and she ran behind the counter, and I desired her to come out, and drop it in the middle of the shop, if she must drop it; I had hardly got the words out of my mouth before I saw a motion as if she was dropping something; I saw something drop; I immediately says to Rous, she has dropped something; go and pick it up, and see what it is; she walked out as soon as she had dropped it, she walked out into the middle of the shop, from behind the counter; now says she you may send for a constable and search me. He brought the muslin out and gave it to me, and said it is hot, quite warm; it was so; I kept it in my possession till such time we got a constable, when I delivered it up to him.

Mr. Garrow. How long have you lived with your brother?—It is not my brother it is my uncle.

Q. Perhaps you can tell who his partners are?—He has none.

Q. He never tells the world that he hath any partners, upon your oath does

not he make out his bills of parcels, in the name of Nicholson and Co.?—On my oath he does not.

Q. Who is Mr. Gibson?—He lives in Bishopsgate-street.

Q. Do you mean to swear that no bills since you have lived in this cheap shop, have been made out in the name of Nicholson and Co.?—I never have.

Q. Do not you know that the bills of parcels are daily and hourly made out in the name of Edward Nicholson and Co.?—There is no partner.

Q. That is no answer?—I can be upon oath, I never made one out so yet.

Q. If you shuffle for a month I will have an answer?—On my oath, I never did.

Q. Will you swear you never saw any?—I will not take on me.

Q. You who have sworn that there was no such a bill of parcel made out in the name of Nicholson and Co. was not that the very bill of parcel, that was delivered to the prisoner. (Produced.)—You cannot catch me at that.

Q. Take it into your hand. Where those the articles the woman had?—I cannot say that that is the same bill.

Q. Are those the same articles she bought. Have you the least doubt that that is the bill?—I have not the least doubt but that it is the bill.

Mr. Garrow to Rous. Upon your oath is not that the bill given to the prisoner?—It is.

Q. How came you to make it out in the name of Nicholson and Co.—I know I was used to do it in the other shop.

Q. Where is that other shop?—No. 104, Fleet-street.

Q. The bills are made out then in the name of Nicholson and Co. Gentlemen you had really better agree about the fact;—Indeed Mr. Garrow, I am unacquainted with the house.

sworn.

sworn.

I am a constable; they sent for me to take charge of the prisoner into custody; I produce the piece of muslin. (Deposed to.)

Prisoner. When I went into the shop to purchase the cloth, I bought three yards, and the gentlewoman along with me three yards. He asked me, if I wanted to look at any thing else; I told him I did not; he said we sell things very cheap; and he would not give me my change till he brought me down some plain muslin, and then he brought down some sprigged muslin; I bought an apron; when I came back they pushed me behind the counter, where the muslin lay, and he picked up two or three pieces; then the master came in, and they told him, this woman has been stealing the muslin; and the master then took the muslin and marked it with a pencil; he could not find any thing on me, how could he.

SUSANNA ROBINSON *sworn.*

I live in Barbican; I am a widow, a pastry cook; I have lived about nine years in that street; I have known the prisoner three years, two years she lodged with me; I can assure you I always found her to be a very sober honest woman; there are seven or eight that would have come, but they did not think her trial would come on so soon. She carries on the business of a mantua maker. She left me about ten months ago.

GUILTY of stealing, but not privately.

(Aged 26.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

18. WILLIAM BATEMAN was indicted, for that he, on the 4th of November, without any lawful cause was at large, in the kingdom of Great Britain, to wit, in the parish of St. Giles's, Cripple-gate, before the expiration of the term of seven years, for which he was ordered to be transported, at the delivery of the king's gaol at Newgate, the 21st Day of February, in the 27th year of his present Majesty's reign, against the form and the statute, and against the king's peace.

PETER MAINE *sworn.*

I am an officer at the public office, Shadwell; I apprehended the prisoner on Sunday morning, the 4th of November in company with some public officers, in Fore-street, Cripple-gate without; he was taken to the public office, Shadwell, and committed, he was committed from that office at the time of his conviction.

JOHN COOKE *sworn.*

I am an officer of the same office as Maine is; I apprehended him with Maine, in a two pair of stairs room, in bed, about seven o'clock in the morning.

Q. Did any body live in the place but himself?—I don't know, there was a woman in bed with him.

Q. Was there the appearance of any trade carried on in that room?—I did not see any.

(The record of his conviction was read by the clerk of the court, proving that he was ordered for transportation, for seven years, for stealing a wooden boat from Thomas Williams.)

JOHN OWEN *sworn.*

I am servant to Mr. Kirby; I know the prisoner, in February 1787, he and another were tried here for stealing a boat and convicted, and sentenced for transportation.

tation, for seven years; I was present when he received the sentence; I believe it was where his majesty should appoint; but I cannot be certain to that there; he was at the Hulks at Woolwich a short time after he was convicted.

Q. Do you know whether he was put on board a ship?—I do not.

Q. Do you know where he escaped from?—I do not from my own knowledge.

Prisoner. I had been seven months in Newgate before I went away; I staid three years and one month at Woolwich; I thought it very hard to be a slave in my own country, working morning, noon, and night. One morning a boatswain's mate and another, said to me, will you go away, here is a boat loose; I said, I did not care, I would as soon die as live; we all three went down and rowed away with the boat; I went away directly and entered on board his majesty's ship, the Eagle Frigate; I escaped from the hulk called the Stainslaus; the door was left open on the deck, were we go through to go down the gang way; we made our escape, and I went down to Sheerness, to the Eagle Frigate, a 36 gun ship. As soon as I was paid off from there, I went on board his majesty's Speedy Frigate, and had the Yarmouth station to keep out of the way; I went from thence directly to France, where I staid till these distresses happened, when I was obliged to come to England, and that was the way I was taken. If I knew where the captain lived, I know I could get a good character; I took two prizes while I was on board the Speedy Frigate. I was obliged to come to England, or else I never should. No body has seen me ever since I have been away.

GUILTY, Death.

*Tried by the London Jury before
Mr. RECORDER.*

Recommended by the Jury on account of the length of time since his conviction,

the means he had used to keep out of the way, and conceiving a temptation was held out to this man to escape.

19. CHARLES JONES was indicted for feloniously stealing, on the 3d of November, two Geldings price 30l. the goods of George Cannon.

THOMAS CLARE *sworn.*

I am a servant to Mrs. Cannon; I drive this coach, No. 382; I left my coach and horses in Charles-street, Covent-garden, at the curb side, the 3d of November, opposite to a public house, the coach and horses; I had occasion to go into the house; it was about twenty-five minutes after eight in the evening; I asked William Wilson, just to put my coach into the rank; I went backward to the privy; there was a stand of hackney coaches there, he turned it about, as he told me; after I had been backward, I came into the tap-room, and called for a pint of beer; this man came and gave me my whip, we drank the beer together; and when I went out the coach and horses were gone from the place where he told me he had left them; I directly ran back again and says to him, where did you put my coach and horses, in the rank, says he. I never saw the coach and horses no more till past twelve o'clock at night, in my master's yard, in Aldersgate-street, the coach and horses yard.

WILLIAM WILSON *sworn.*

Clare the driver stopped at the door of the coach and horses, and asked me if I would turn the coach into the rank for him, accordingly I did put the coach on, and left it the fourth coach in the rank, in York-street; I then went to him and drank share of a pint of beer, and came out again; I did not stay there above ten minutes, and then the coach was gone.

GEO.

GEORGE SMITH *sworn.*

I am an hackney coachman; I drive for Mr. Mumford, at the time that this affair happened; it was Saturday evening about nine o'clock, or between nine and ten; I lived at the time with Mr. Butler, Whitechapel; as I came up from the end of Fenchurch-street into Gracechurch-street, this hackney coach passed me very fast, to go over the water; and I being very tired jumped behind to ride, being a driver of an hackney coach myself; I stood up and looking through the hole of the coach, that was behind the coach, I saw nobody inside of the coach, and then looking over the roof, and seeing this dirty boy driving it, I thought something was not right, and knowing it to be Mr. Cannon's property, by the chocolate brown colour, with a kind of a gold border; so then I sets myself down and rides over London-bridge, and he drove at a very great rate indeed; I was determined to see what he meant to do with this coach and horses. I rides this coach till he got off the stones at the Borough, and he turns it about, by the stand going to the King's-bench; I dropped down from his coach, as he was getting off his box, and I went round and came to him, as if I was coming from St. George's-fields, and I came up to him, and I said, my lad what are you at now, he makes answer and says, my master is here, we have just set down a fare at the corner, he has given me six-pence to ride with him to night, says I it is no such a thing, I know you have not come honestly by this coach and horses, and I will find you a master, with that I called to the watchman immediately, desired him to take charge of him, on suspicion of stealing the coach and horses; I think his name is Dicks, and he took him into custody; I got up on the box, and the boy had a desire of speaking to me, and called me on one side, and said, stow it, stow it; I suppose he meant for me to let him go, and say

nothing about it, says I, what do you mean, how came you to go to be guilty to take a man's coach and horses away? says he, I took it from Charles-street, Covent-garden; I asked him if he had earned him any money? He said no. I drove the coach and horses up to the watch-house, on the Surry road, and told the night constable the same as I have told you. Mr. Wood the constable agreed for the boy and watchman to be drove to Mr. Cannon's, in the coach, and I to drive the coach; I told the night constable, who the owner of the coach was, and he thought it most prudent for me to drive him there, and I drove him there; and one of the city constables was sent for, and the boy was sent to the counter.

2. Was the boy drunk or sober?—He appeared sober, I did not see him any thing the least disguised for liquor.

SAMUEL DICKS *sworn.*

The last witness gave me charge of the boy just by the King's Bench, I was there on my duty, I said to the lad you must be a very bad body to drive the coach and horses off the stand; he seemed very much frightened, and said nothing, so with that I took him up to the watchman of the night, to the Circus, and had his advice about it, from thence I went to Mr. Cannon's own house by the constable of the night's direction.

2. How came you to know this was Mr. Cannon's coach?—By this last witness. Mr. Cannon was at home, they opened the gates, and Mr. Cannon said, he was very happy to see the coach come home, it was his coach, after that says he, watchman you have done your duty, the boy must be sent to the Counter.

3. Do you know whether they were geldings?—I cannot say, I was told they were.

FRAN.

FRANCIS PHIPPS *sworn.*

I am constable of the City, I took charge of the prisoner, and took him to the Counter.

GEORGE CANNON *sworn.*

I am an hackney-coachmaster, the coach was brought to me, and the horses, and the prisoner was in it, on Saturday the 3d of November. The horses were two black geldings. I am sure they were mine, I should have known them in any other person's coach.

Court to Clare. Were your horses geldings that you left?—Yes.

Q. Did you ply for Mr. Cannon?—Yes, I did.

Q. Was you that night at your master's house after the coach and horses were at home?—I was, I knew them to be my horses, I was very glad to see them, it was past 12 o'clock. I had sent word by my fellow servant to let my master know of the circumstances I had light of.

Prisoner. I was in Charles-street, Covent-garden, and a man asked me to feed his horses, and he said he would be back again in five minutes, he came back and gave me 1d. and gives me the whip and says, if there is a job comes you may go with it, and come back to me at two o'clock, accordingly I went with the job.

Jury. I beg to ask a question, the fact was perpetrated in Charles-street, Covent-garden, which is in the country, can a London jury be competent to judge of it.

Court. The action is maintainable in any county where the property is carried, it appears he came through the city of London, therefore the action is maintainable here.

Court to Mr. Cannon. What may be the value of these geldings?—£30.

GUILTY, Death. (Aged 12.)

Tried by the London Jury before Mr. RECORDER.

20. JOHN INSKIP was indicted for feloniously stealing on the 28th of November, one pair of man's leather shoes, value 7s. the goods of John Jupp, privily in his shop.

JOHN JUPP *sworn.*

I lost a pair of leather shoes, I suppose they might be taken from my cutting-board, but I did not see them taken, a young man came into the shop first for a pair of shoes, and in a few minutes afterward the prisoner came in and asked for a pair of false straps, said he was in a hurry, so I left off serving the other young man, and cut his straps, and went backwards to give them to my wife to sew, and then I went to look for some more shoes to fit the other young man, as soon as he had the straps he went out, I had no shoes to fit the other young man, so I measured him for a pair and he promised to come for them on Saturday night. This was Wednesday. As soon as this young man with the straps had gone out of my shop, which was four or five minutes before the other. There was the constable and patrol in the street. As soon as I had measured the young man for the shoes, he gave me his address and went out directly. The constable took up this young man, and the patrol the other, and they took them into a public-house, and they came over to me to know if I could swear to these shoes, I said I could. I found the prisoner and the other in the public-house; immediately in less than three minutes they were both of them in hold. The shoes were marked with the name of Evans, by my Clicker, Joseph Mitchell; they were standing by my cutting board not five minutes before this young man came in, and there was nobody in the shop till he did come in, he leaned on the cutting board whilst he was in the shop for the best part of the time.

PHILLIP JOSLIN *sworn.*

I am a constable, on Wednesday the 28th of last month, between the hours of
six

fix and seven in the evening I was going up Fenchurch-street, I observed the prisoner at the bar in company with another young man looking into a milliner's shop window, I had a suspicion of them, and I watched them, and I saw them look into several shops, and I followed them, as there was two of them I thought it best to fetch the patrol. The patrol was on duty in Lombard-street, I went to the patrol, and told him there were two suspicious chaps about, and I will watch them: If they cannot give a good account of themselves, I will take them before the Lord Mayor. I followed them till they came to Mr. Jupp's shop, and the prisoner at the bar, and the other crossed over the way and stood at the corner of a passage by Mr. Hatches, the pork-shop, when a coach was going past I lost sight of him that was outside, I crossed over the way, and I saw the other with the prisoner in the shop as I supposed, but I could not swear it was the same; therefore he was discharged. When the prisoner came out I seized him, and took him into the City Arms, and there I searched him, and found in each of his coat pockets one of these shoes, I was going to take him off from the seat where he sat, he dropped these picklock keys.

(The shoes produced and deposed to.)

THOMAS BURR *sworn.*

I saw the shoes taken from the prisoner, I am sure they are the very same.

Prisoner. I was coming home to my mother's, and I wanted to buy a pair of false straps, I went into this shop, and coming out again I kicked something before me, and before I hardly knew what it was, that gentleman came and laid hold of me, and took me into the public house.

The prisoner called two witnesses who gave him a good character.

GUILTY, Death.

Tried by the London Jury before Mr. RECORDER.

Recommended by the prosecutor on account of his youth.

Prisoner. I have been used to go to sea, there is a gentleman will pass his word for me to go to sea.

21 GEORGE RANKIN, otherwise GEORGE GOODALL; ABRAHAM MAYO; ELIZABETH OWEN, otherwise GOODALL, otherwise SMITH were indicted, George Rankin and Abraham Mayo for burglariously and feloniously breaking and entering the house of Mary Blackmore, about the hour of six in the night of the 25th of November, and burglariously and feloniously stealing therein a wainscot box, value 5s. a pair of silver candlesticks, value 8l. a silver waiter, value 3l. a silver tankard, value 8l. a silver pint mug, value 4l. 4 silver table spoons, value 20s. a silver punch ladle, value 10s. a silver salt-holder, value 18s. 2 silver salt spoons, value 3s. 9 silver tea spoons, value 18s. a pair of silver tea-tongs, value 3s. a silver tobacco box, with a pearl lid, value 2s. two gilt mourning rings, value 14s. a stone ring set in gold, value 7s. one pair of stone knee buckles set in gold, value 2l. 10s. a watch with a gold inside case and a shagreen outside case, value 10l. a metal watch, value 2l. a metal trinket, value 1d. a silver milk-pot, value 10s. a black silk cloak, value 2l. a pair of stays, value 1l. 1s. a cotton gown, value 1l. a silk petticoat, value 10s. a stuff petticoat, value 10s. three linen handkerchiefs, value 11s. five muslin aprons, value 2l. 5s. a linen apron, value 2s. a muslin tucker, value 6d. a muslin shawl, value 2s. a cotton shawl, value 3s. two muslin half handkerchiefs, value 6s. two lawn half handkerchiefs, value 6s. one half yard of thread lace, value 3s. three linen shifts, value 5s. and three guineas in monies numbered, the goods.

goods, chattels and monies of the said Mary Blackmore, and three 30l. Bank notes, and two 10l. Bank notes, the said notes at the time, being her property, and the said sums of money, being then due and unsatisfied to her against the form of the statute, and against the king's peace.

A 2d COUNT for stealing the said goods, chattels and monies, in a dwelling house without alledging the burglary.

ELIZABETH OWEN was indicted for feloniously receiving part of the above goods, knowing them to be stolen.

MARY BLACKMORE *sworn.*

I am a widow woman, I reside in Tabernacle Row, Moorfields; on Sunday the 25th of November I went out to dine, I left my servant Elizabeth Abbott, at home, I went past my own house to my place of worship, at about ten minutes past five to the Tabernacle; I returned to my house about ten minutes after seven, and I found I had lost all the articles mentioned in the indictment; they were all my own property.

ELIZABETH ABBOTT *sworn.*

I am servant to Mrs. Blackmore, about twenty minutes after five I went to chapel, I made every part of the house secure, I lighted a candle almost half an hour before I went from home. I returned from the Tabernacle a little after seven, when I came to the door, I found the door was on the single lock, I had left it on the double lock; when I went in the dog came to the door, as he always does, I went down stairs, and I found the candle where I left it, I found every thing in confusion, and I found a candle on the carpet in the parlour laid flat on the carpet nor alight.

Q. Were those things mentioned in the indictment stolen while you was at the

Tabernacle?—They were, they had got in at the street door, because every thing else was fast.

JOHN ARMSTRONG *sworn.*

I am an officer of the police; I received information of this burglary on the 25th, but on the 28th I had a search warrant to search the house of Goodall, and a body warrant against the prisoner; I went to the house and waited till a young girl came out, whom I was shown by another officer; there was nobody there but this young woman, Elizabeth Owen; we went up stairs, and took her into custody; and we searched the house; I found some articles which Mrs. Blackmore said were her's. These buckles were pulled out of a drawer, by Mr. Austin, in the middle floor; over the glass in the mantle piece were these buttons in the same room, and some womens apparel, which was in a caravan box, which the woman, Owen, lent me her keys to open; in a bird cage in the room were twelve pick lock keys, there was an handkerchief laying on the drawers with a needle in it, appearing to be under some operation; in the cupboard was a dark lanthorn; in the pocket of the woman, I found 19 Guineas and 2 half Guineas; here are two silver tea spoons I found in the drawers, but the marks are taken out by some body. About twelve o'clock I was called down, and I found Mr. Goodall and Mayo, in custody; we took them to the turnpike house, and searched them; I think there was nothing found on them, except some money, they said they would have their money again and it was returned.

Mr. Knappys. You say you found Mayo in custody, at the door of the house?—They were at the outside of the door, I opened it to get out.

Q. I believe it was not the house of Mayo?—I don't know whose house it was.

JOHN

JOHN RAY *juror.*

I went with Armstrong, to this house; I saw the several articles found that he produced; we went away about twelve o'clock, Goodall and Mayo, came to the house while we were there.

Q. Do you know whose house it was?—I do not know.

Q. Mrs. Goodall, appeared to be the wife of Goodall?—She did.

ELIZABETH BULL *examined.*

How old are you?—I am about fourteen.

Q. Now mind and tell the whole truth.

Mr. Knewlsh. Little girl, you was examined before the magistrate, was not you, did not you say there, you was about twelve?—No, I did not.

Q. Have you ever been at church in your life?—Yes.

Your father was a man sent out of the country; you was not likely to get any religious instruction of him.

Mr. Garret. What is to become of you, if you swear false?—Go to the devil.

—That is as much as any body knows.

Sworn.

Now recollect and be so good as to tell us the truth, and the whole truth.

I know all the prisoners at the bar, I lived with them about two months, I lived with Mr. and Mrs. Goodall, Mr. Mayo lived somewhere about Moorfields, but I cannot say I know where, I saw him most at Mr. Goodall's, he slept there about a week at different times. On the 25th of November, we had just done dinner, Mr. Goodall, and Mrs. Goodall, and me, Mr. Mayo just came in, and he waited about an hour, and they both went out together, Mr. Goodall and Mr. Mayo: I did

not see them again till about six o'clock that evening; there was Mr. Goodall, Mr. Mayo and Mr. Mullin came, and Mrs. Goodall was making the bed; some body knocked at the door, and she went down stairs, and I heard some little noise, and then Mrs. Goodall came to me, and gave me some sessions papers to read, and told me I might go to my mother's, and I might come again that night or not, just as I would; I went away; I was gone pretty near an hour; I then went back, when I thought my hour was expired; I was coming back by Clerkenwell-green, to go home, and I met Mrs. Goodall, and she seemed to have something in her apron, she appeared to have a small parcel before.

Q. When you went out did you make any observations?—Yes, my mistress was making the bed in the one pair of stairs, and I saw something in the lower room; I thought there was a bundle; I had not been in that room since the afternoon; that bundle was not there then. When I was coming from my mother's, I met Mrs. Goodall, and she asked me whether I was going to her house, I told her yes; she told me to go along with her; I went with her, to Castle-street, in Turnmill-street, where she desired me to wait, I waited there about half an hour; I left the sessions papers at my mother's, and brought away five others which I had changed; I went from Castle-street to my mother's again, and I was at Mrs. Goodall's the next morning, about seven o'clock, and I met Mrs. Goodall going out, and she desired me to make haste, for the fire was alight; she told me to brush the stove, and to sweep the room over; I went there and I saw three parcels on the bed, and a handkerchief laying on the bed, and Mr. Goodall at the vice, hammering out the marks of some silver tea-spoons.

Q. Where used Mayo to sleep for a week?—On the same bed.

Q. All the three prisoners together?—Yes.

Q. Was this a week running that he slept there?—No, sir, at different times, but they had slept on the same bed.

Q. In what room was it?—The same room the vice was in.

Q. What made you think he was hammering out the marks of tea-spoons?—Because I could see it.

Q. Had you ever seen him hammer out such things before?—Never but once.

Q. Who was in the room at the time?—Mr. Mayo.

Q. Did you see Mrs. Owen do any thing in the course of that day?—About a quarter after Muslin came up.

Q. When did Mrs. Owen come in?—She came about half an hour after that she took the neck string out of a black silk cloak, and burnt it, and she said it was very remarkable, for it had three joins in it, Mr. Goodall and Mr. Mayo were both present, she then ript the body of a gown, and then she went out with the gown and cloak before breakfast, to take them to a mantua maker to be altered; she was gone about half an hour.

Q. When she returned what did you see?—Some handkerchiefs and aprons, some muslin ones, and a new pair of stays. I was set to pick the edging of a tucker, and the lace of a muslin handkerchief, by Mrs. Owen's orders; about eleven o'clock Mr. Goodall, Mr. Muslin and Mr. Mayo, went out together; they left three bundles, one was in the drawers and two on the drawers, as I can best recollect, Mr. Goodall took out the silver spoons, that the marks had been beat out of with him, and a pair of silver sugar tongs. While they were gone out Mrs. Owen shewed me two Bank notes, this was towards night, she took them out of a little book out of her pocket;

she asked me, if I had ever seen any bank notes, I said Yes, and she shewed me them both; I said, what are these his, meaning my master's, and she said, there are only one of them George's, the other is Mayo's; I asked her, whether or no he would take them to the Bank; she said, yes; but if he did he would get hung. I was not there when Mr. Goodall returned home.

Q. Was you at any time desired of him to borrow any thing of the lodgers?—Yes, a chopper on Monday afternoon before he went out, I borrowed it of the lodger up stairs, and he cut up a box and burnt it, it was a brown box of a wainscot colour.

Q. Do you recollect any thing about a pair of stays?—Mr. Mayo had them because they were sent by the boy on Monday morning wrapped up in a white counterpane to his wife Mrs. Mayo.

Q. What white counterpane was that?—It was one that had been in a robbery before, I did not hear where the stays came from.

Q. Do you remember being there on Tuesday, where was Goodall the greatest part of Tuesday?—He came home at five o'clock in the afternoon, very much disguised in liquor. Soon after Mr. Macsuley, otherwise Muslin, came in when he came in he said he had been ill used at St. Catharine's, and he brought in a bill which had been put out about this robbery, and Mrs. Goodall read it, and presently after she said, that there was something wrong in it about some things, but I cannot tell what; Mr. Muslin I believe said it was not right. Goodall was drunk on the bed, and Mrs. Goodall went and took his things out of his pockets.

Q. Did you hear any thing about candlesticks?—Yes, I heard something about candlesticks in the bill, and a name on them.

Q. Did you see any thing else laying on

on the drawers which you had not noticed to lay there before?—I saw a pair of stone buckles on the drawers; I saw them before the justice, and I believe they were the same.

Q. Did you know a person of the name of Joshua Palmer?—Yes, I saw him at Mr. Goodall's house on Monday morning. I did not hear what pass, I was down stairs at the time.

Q. He keeps a pawnbroker's shop I believe. You gave information to your mother of this?—I did.

Q. Did you ever see any thing of this sort before?—*(The picklock keys shewn.)*—Yes, many times in a bird cage some of them were kept there.

Q. Where was the dark lantern kept?—In the cupboard.

Q. How long have you lived with these people?—About two months.

Q. Did you tell your mother all this before you was taken up?—I did.

Q. Had you any share of any of these things?—No.

Q. What was you paid for your labour?—I never had any thing all the time I was there.

Q. Did you hear Goodall say any thing about a bank note?—I believed he changed them because he went out, and when he came home he gave the woman some money, and he said here I have changed it. This was on Wednesday, he went out about 12 o'clock, and returned in about half an hour, and he shewed her some guineas, and said here I have changed it; and then he went out again, and came back again, and when he came back again he gave Mayo some money. This was in Mr. Goodall's house.

Q. Where did Mayo sleep on Sunday night after the robbery was done?—He slept there.

Q. What sum was given to Mrs. Goodall?—Nineteen guineas and two half guineas, and he said to her keep this for me, and put it by.

Mr. Knolly. Have you ever lived in services before you went to live with these people?—Yes.

Q. How many?—Six or seven.

Q. You are a very young girl, to have had so many places?—I went chiefly to nurse children.

Q. How many were you turned away from?—Never a one to my knowledge.

Q. You must know whether you was turned away from some of these places, I understand by your first answer you was not. How many was you turned away from?—I cannot say.

Q. You are young in life, there are particular things, how many of the seven or six different services have you been turned away from?—About one or two.

Q. Cannot you recollect a few more?—That is as near as I can guess.

Q. It is rather a particular thing being turned away, cannot you recollect how many out of the six or seven you were turned away from? For what reason was you turned away from the two you were turned away from?—Because she had a daughter come home, and therefore did not want me.

Q. I should like to know what your meaning of being turned away is you know you must have left all the services?—That is all that I mean.

Q. How came you to tell me you was only turned away from one or two?—No more I was not.

Q. You know you left them all, how came you to tell me you was only turned away from one or two, you cannot explain yourself?—No, I cannot.

Q. How long ago was it since your father was transported?—About four months ago.

Q. He was cast for death, I believe afterwards he was pardoned on condition of being transported for life? You have seen your father bring home bank notes, and shew them to your mother?—No, I did not.

Q. What?

Q. What did he commonly bring home and shew to your mother?—Generally liquor.

Q. What kind of liquor—Any kind of liquor.

Q. What was he cast for death for?—For liquor.

Q. Your mother used of course to tell him it was a very bad way, and he would come to be hanged? You used to tell your mother every thing that you saw?—Yes, sir, pretty nigh.

Q. And yet your mother has let you be there four months?—She was going to take me away once or twice.

Q. Whom have you lived with since you was before the magistrate?—With Mr. Dearing, the constable, in Whitehorse court.

Q. I believe your mother has had a quarrel with Mrs. Goodall?—When, sir, not that I know of.

Q. Then you have not heard of a quarrel between your mother and Mrs. Goodall, she never made any remonstrances to her, never quarrelled in the least about you, or any body else? You saw no bank notes of your father's?—No.

Q. Was your mother to have had some money?—I don't know that.

Q. Has not your mother told you that she was to have some money, and you some new clothes?—No, I did not expect it.

Q. Have you never said so?—No, I never have.

Mr. Garrow. My friend has spoke to you, on the subject of going out to several places, was you ever turned away for things you did wrong?—Never once.

Q. This gentleman has asked you whether you ever saw any thing wrong while you lived there?—Yes, I have seen some things that were wrong.

Q. The gentleman was mistaken there then, you said your mother was going to take you away, how happened she

did not?—I don't know, she did not like their proceedings.

Q. How did she know their proceedings?—By what I told her.

Q. By whose order was it that you lived at Mr. Dearing's?—By Mr. Colquhoun's, the justice.

JOHN RAY *sworn.*

I am one of the officers that went to search the house of Goodall's, I saw the things found, I produced a bottle that I found over the mantle piece in Goodall's house, it is a bottle with some phosphorus. I have seen two of them, I produce some scales, files, and chissels.

JOHN AUSTIN *sworn.*

I went to the prisoner Goodall's house with Mr. Armstrong, and the other officer. I am a nephew of the prosecutor. I went on Wednesday the 28th, and I saw these articles found; the dark lanthorn in the cupboard, and the picklock keys in the bird cage, the buckles were found in the drawer, and the aprons, &c. in a caravan box. On Thursday evening I went again, and just by the one pair of stairs door on the landing place, there was a bit of carpet or worn floor cloth, about a foot or more from the joist, I took with an hatchet a bit of a board up, and there found the metal watch wrapt up in a bit of bed furniture, according to the description the little girl had given to the magistrate, and some picklock keys, and another bundle of other keys, and an iron crow which Mr. Dearing has got, (Produced.)

DEARING *sworn.*

I am headborough of St. Luke's, I went to this house, on the 28th of November, I went again on Thursday, and I found under the plank, first, a dark lanthorn, and a bundle of picklock keys, and a bundle of other keys, and a crow, and a metal watch, and a tobacco box with

with some stuff to poison dogs. I have had this girl at the house, by order of the justice, because I was bound over for her appearance in 40l.

Mr. Knowlys. Her mother was there on the hearing?—She was.

Q. And they trusted her with you rather than with her mother.

Mr. Garrow. The magistrate did much more wisely.

Court to Bull. Had you ever seen these things in that place where the picklock keys, &c. were found?—Yes, several times.

ANN DAINTRY sworn.

I let the house to a man but who I cannot tell, I think he took it in the name of Goodall.

THOMAS BRANSTON sworn.

I collect the rents of this estate of Mrs. Daintry. Mr. Goodall occupied this house, I received the rents of him, he had applied to me to remove from the house, because he said it rained in. I have settled with him up to the very day of settlement, last Saturday se'ennight.

The articles before produced deposed to by Mrs. Blackmore.

Court to Bull. Do you recollect what time it was you went out?—It was about six.

Q. Was Mayo come in at that time?—They all came in at the gate as I went out.

Q. From the time they went out after dinner had they been home before to your knowledge?—No, not at all.

Prisoner Goodall. I leave my defence to my council.

Prisoner Mayo. I went to see this man home at his own house, he and I had been drinking together for about two or three hours; he was taken and I together; there were three or four knocked me down, and then they took me up, and they took me to the turnpike house, and

then they searched me, and they took my watch out of my pocket, and two guineas and a half; then after that they took me to New Prison, and then they took me before a justice, that is all.

Mr. Garrow to Ray. Where were you waiting for them that night you took them?—In the necessity of Mr. Goodall's house. He came and knocked at the door, and Mr. Fairis and I went out of the necessity, immediately Mr. Fairis laid hold of Goodall, and I laid hold of Mayo, it was about twelve o'clock on Wednesday night.

Court to Bull. What time did you go out on Sunday?—About six. While I was up stairs there was a knock at the door, I went out about three minutes after Mayo and Goodall were then outside of the gate in the road.

Q. Did you speak to them?—No, I did not.

Prisoner Goodall. Did you see any thing brought in?—No, I did not at that time, I have seen things brought in at other times.

Court to Austin. What is the distance between the house of the prosecutrix and the prisoner?—Better than a quarter of a mile.

Court to Armstrong. What is the distance?—It is better than a quarter of a mile, I can walk it very well in a quarter of an hour, if I go the nearest way.

The prisoner Mayo called two witnesses to his character.

George Rankin, otherwise Goodall,
GUILTY, Death.

Abraham Mayo, **GUILTY, Death.**

Elizabeth Owen, otherwise Goodall,
otherwise Smith, **Not GUILTY.**

Tried by the second Middlesex Jury before
Mr. RECORDER.

GEORGE

22. **GEORGE MORRISON** and **THOMAS TRIMMER** were indicted for feloniously breaking and entering the dwelling house of John Batten, about the hour of Eleven, on the 5th of December, (no person being therein) and feloniously stealing a cloth coat, value 5s. a linen shift, value 2s. a linen towel, value 2d. two linen sheets, value 2s. 6d. one linen bag, value 3d. one piece of woollen stuff, value 3d. two half-crowns, 192 half-pence, 92 farthings, and 9s. 6d. in monies numbered, the goods, chattels and monies of the said John Batten.

JOHN BATTEN *sworn.*

At the time of the robbery, I lived in Petticoat-lane. I was a lodger. Mr. Howard rented the house. I have a woman lives with me, who leads me. On the 5th of December, I went out, about 20 minutes before ten o'clock in the forenoon. We returned, and we both went up stairs together; but I went into the room first, and the door was open. When I came into my room, I found my sheets taken off my bed; and I went to my box, and found it was broke open; and I found a coat, 2 shirts, a shift, a petticoat, 2 towels, &c. missing; 2 half-crown pieces, and 7s. 8s. 1d. in half-pence, and 2s. and upwards in farthings, that was all tied up in a bit of green stuff, as I am informed.

George Morrison lives in the house, in a pair of stairs lower. I got a search-warrant; and Mr. Harpur and Armstrong, broke their place open to search, but could not find any property of mine in their room. An officer, who is here, found some of my property upon him. I know nothing of the other prisoner.

MARTHA WIGGINS *sworn.*

I live in the same room with the prosecutor. On the 5th of December, we went out about a quarter after 10, and we were at home by twelve o'clock.

When we left the room, I double-locked the door, my own self. — This good man found it open. He went to unlock it himself, as he always does. The things mentioned in the indictment were missing. When we went down stairs, both the prisoners were in the same room together, — one lived next door, and the man, who robbed us, lived in the same house, another story higher. A search-warrant was obtained, but nothing found in the apartment.

PETER MAINE *sworn.*

I am a constable. I took these articles from the prisoner, Trimmer: a towel, a piece of green stuff, with two shillings-worth of farthings in it, one half-crown piece, 7s. 5 six-pences and 9s. 6d. in half-pence, together with some pick-lock keys; one of which I tried the prosecutor's door with, and it locked and unlocked it as well as the key the prosecutor has: this was taken from him the day of the robbery, between eleven and twelve o'clock. I, in company with Mr. Cooke, saw the prisoners coming up George-street, in White-chapel. As soon as they saw us, they ran into a house. We pursued them. — I got into the house first, and I met the tallest of the prisoners coming out. We had no warrant. — We did this on our own suspicion. — And if we had not known them that was sufficient to cause suspicion. Mr. Cooke stood within side the door. I let the tallest pass me, in order that Mr. Cooke should lay hold of him, and I laid hold of the other. Accordingly, I took Trimmer, in a back-yard, that was there; and there I found all this property on the prisoner, Trimmer. A shift I picked up in the passage; but cannot take upon me to say which of the prisoners it was that dropt it. — There was no coat found on him — nor sheets. I found this piece of stuff with the farthings, and 9s. 6d. in half-pence; and as soon as I had found the farthings, he took hold

hold of the piece of stuff, and shook them in among the half-pence: with that I secured him, and took him to the office, and advertised the articles, on account of which the prosecutor came.

Prisoner Trimmer. Did you take that property from me?—I took every article, except the shift, out of his pockets.

JOHN COOKE *sworn.*

I am a constable. I and Mayne met the two prisoners. We pursued them, and I met Morrison, the tall one, coming out of the house first, and the other retired into the house. I searched Morrison, and found nothing; and then I went in to Mr. Mayne, and he was searching Trimmer. I saw the keys found on him, and Mr. Mayne asked him where he got all this money: he said, it is my own. — What do you take my money from me for? I had known the prisoners before, and they knew us to be constables. We had no warrant (The things deposed to by Martha Wiggins, the prosecutor being blind.)

Prisoner Trimmer. I stand here indicted for a crime I am entirely innocent of. Last Wednesday morning I was going to work; and in crossing a place, called the Green-yard, near Houndsditch, I saw these things lay; and in returning home, I met Mayne and Cooke. I found the money.

Jury. Are you a Smith?—I am a Sawyer.

2. Who had you those keys of! — I found the keys with the things. I know nothing at all about them.

George Morrison, Not GUILTY.

Thomas Trimmer, GUILTY of stealing only. (Aged 20.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr Baren PERRY.

23. ANN TALBOT was indicted for feloniously stealing on the 1st of December, twenty-seven yards of printed cotton, value 11. 10s. the goods of Edward Nicholson, privately in his shop.

JAMES ROUS *sworn.*

I live with Edward Nicholson, a linen draper, No. 27, Newport-street, he carries on the business himself, without any partner; I was lighting the patent lamps we put in our windows, on the 1st of December, and the prisoner was in the shop, and another woman with her, buying some brown holland, for the lining of her gown; I believe the other applied for it; I did not observe this woman was in company; I observed the prisoner stoop down near the door, I heard the rustling of some paper; I then had a very strong suspicion that she had got something; I still kept looking at her; they enquired to look for some callico for a gown, the witness present, Joseph Nicholson, shewed it to them, they looked at several, but purchased none; then she made an excuse that she would come again, I believe, I am not confident, and this woman went out, and as she passed the window her apron flew from her by the wind; on which I then discovered the printed cotton, now produced in court; I saw it as she went out of the shop and passed the window, she had a basket before her apron that she held quite tight to her; I immediately told Joseph Nicholson, she had got a piece of print; I watched her where she went, and I desired him to follow, he followed her and met her coming down the court again, with it in her apron.

JOSEPH NICHOLSON *sworn.*

I am nephew to the prosecutor, his shopman; on the 1st of December last, this prisoner and another came into the shop.

N

shop, enquired for some brown holland, the other woman asked for some print for a bed gown, they asked if we had got any low price ones; I told her we had got some as low as 1s. 2d. I shewed her some of it; they were not good enough, she desired to see some better, she did see some, she did not buy any; I did not perceive the prisoner do any thing; the prisoner went out first, about half a minute before the other; the time I was taking the money for this brown holland, Rous, said to me, I think that woman has got a piece of print, do you follow her, I did and found the print in her apron, and her fish basket before her; they were two fish women; it was folded up; I took it from her, out of her apron; I said good woman what have you got here; she said, nothing; she immediately ran away, I ran after her and brought her back, and then the two patrols came to me; I delivered the print to the patrol.

RICHARD ELLIN sworn.

I am the patrol; I received this print of Nicholson, it has been in my custody ever since. (Produced and deposed to.)

Prisoner. Did not the other woman run out first?—The prisoner went out first.

Prisoner. I was going to market and the woman asked me to go in and buy a yard of body lining, she came out of the shop and dropped this cotton down, and I picked it up, and I thought to have returned it; I hope you will have mercy on me, for God almighty's sake.

Court. Where do you live, and by what means do you get your livelihood?—I go to market, my husband has left me, and I have got three or four children, and I support and keep them as well as I can.

The prisoner called one witness to her character.

GUILTY of stealing, but not privately.

(Aged 27.)

Imprisoned twelve months, and fined 1s.

Tried by the second Middlesex Jury before Mr. Baron PERRY.

24. **JOHN WHITEHEAD** was indicted for feloniously stealing on the 20th of November, a pair of velveteen breeches, value 18s. the goods of Richard Enoch, privately from his shop.

JOHN WILLIAMS sworn.

I am seventeen; John Whitehead came into Richard Enoch's shop, on the 20th of November, in Oxford-road: he keeps a sale shop, with a pretence to buy a pair of breeches velveteen; I looked out two pair for him to try on, he tried on both; I am an apprentice, one of the pairs fitted him, he asked the price, my master told him 18s. he wanted a pair that would come cheaper, my master told him he would not shew him any more; in putting his own breeches on again, he put these breeches up his back, and tucked them in his back, and as he was going out of the door of the shop, I saw one knee of the breeches hanging out of his breeches; the other witness and my master saw it at the same time; and the other witness went out and caught him as he was turning the corner of Oxford-road, we took him in a coach to Bow-street; he was in the shop twice with a pretence to buy a pair of breeches, but never bought any.

Prisoner. What did I bring with me?—Nothing at all.

Prisoner. Them breeches were bought of your master. (The breeches produced.)

Prisoner.

Prisoner. When I went into the shop the boy was not in the shop.—I was present. When he was in the coach to take him to Bow-street, he wanted to make it up with my master.

SAMUEL RUMBOLD *juv.*

On Tuesday the 20th of November, I went into Mr. Enoch's shop, I had a little business with him, the prisoner at the bar at that time was in the back parlour trying on breeches, after he pulled on his own breeches, and returning out of the shop, there was some conversation took place, between the prisoner and Mr. Enoch, Mr. Enoch said, that he believed he rather came with an intent to steal a pair of breeches more than to buy, with that the prisoner seemed very much affronted; Mr. Enoch told him, he would shew him no more, and wished never to see him there any more; the prisoner said, he never would come there any more; after that the prisoner had buttoned up his breeches, and returned out of the shop; I cannot pretend to say, I perceived it before or after he had got out of the shop door; I perceived one knee hanging out of the hind part of the skirt of his coat, five or six inches; he was out of the shop and passing by the window; on seeing this, I went after him, he perceived that somebody was after him, he began to run, he just turned the corner of Mr. Enoch's shop; I caught hold of the hind part of the skirts of his coat, collared him and accused him of the theft; I suppose he was about a dozen or fourteen yards from the shop; with that other assistance came up, and we took him to Bow-street, in a hackney coach; he was examined by the sitting magistrate and committed to Newgate; Mr. Enoch permitted the breeches to be taken out in the coach, going to Bow-street; when I saw the prisoner go by the window, I

followed him to the door, but I did not see the breeches till I was at the door.

Prisoner. Please you my lord, on the 22d of October, one William Parkinson and John Thompson, was in this man's shop to buy some Goods, one bought him a pair of breeches and left him 2s. 6d. earnest to make him a coat. Please you my lord, I was drinking at the French-horn, in Holborn, meaning to go to Brentford to work; I am a gardener; I had three pints of porter, saw this man with these breeches to sell; they said, they would suit that young man; he says, I gave 14s. 6d. for them; he said, he bought them of this gentleman, my prosecutor, and said, that he gave him 6d. back again. I gave the landlord a golden guinea, to give me change, he told me the guinea wanted 4d. he would not give change; I gave him two half guineas, and he gave me change to give 14s. for the breeches. I have two brothers that live twenty-one miles off, they sent to me for some money, as I had 50s. left me, and I thought to send them these breeches, and to buy another pair for myself if I could. There is the prosecutor let him say it is not the truth, if he does not I am done.

GUILTY of stealing, but not privately.

(Aged 28.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Baron PERRY.*

25. MARTHA LIPNEY was indicted for feloniously stealing on the 7th of August, a metal watch, value 1s. a cornelian seal set in metal, value 1s. a metal watch key, value 2d. the goods of James Sands, privately from his prison.

JAMES

JAMES SANDS *sworn.*

On the 7th of August, I was coming up Wych-street, out of the city; I met this woman at the bar, and a man arm in arm together, it wanted about twenty minutes to one in the morning, going on I observed this woman and man advance towards me, arm in arm; that woman leaves the man, comes up to me, catches hold of me, each side of my coat and pushes close to me; the man stood at about a yard from her; I looked at the man earnestly; I had got a bottle of rum in my left hand pocket; the prisoner at the bar took out the bottle of rum going to give it to the man; I makes answer, put that from where you had it; the prisoner at the bar said, it was only as fun; in the course of the time she put the bottle in my pocket, and leaves me and brushes up to the man, and takes hold of the man and pulls him away, they both ran one way, down Wych-street; I was alarmed by this and immediately pursued them down Wych-street; at the end of Wych-street there are three ways to take; I stopped a minute to see which way I should take; I took the court and church-yard, goes along the top of the church-yard, gets behind Clement's-church, sees a man looking up to the church, immediately I catches hold of him, and says, you are the man that was with the woman; and I have lost my watch, he says, I know nothing of your watch; I made answer, that is no matter, you was concerned with her, and till I have my property I will keep you: about the middle of the church-yard he makes a trial to get away from me; I broke his coat in holding him, he complained of it; I told him, if you will find my property, I will pay for your coat mending; with that I immediately called out watch; he was taken to the watch-house and nothing found on him; that person I did not get at that

time, she escaped; I indicted him for the property last sessions, but he was acquitted: I have evidence in court to prove that that same night the woman was seen with the watch in her hand; and I remember the woman by a particular mark across her nose; I did not perceive her take the watch from me, because she kept a continual pulling about my waist; my attention was not so much to the woman as to the man; I am certain that that is the woman; I had never seen the woman, nor the man neither to my knowledge before.

THOMAS WOOD *sworn.*

I am a watchman; I was just calling the half hour after one, this woman comes up to the corner of Nag's-head-court, Drury-lane, the prisoner comes up there, and says, Wood, how are you, says she, I am very cold, with that she pulled out this watch, and says, I want money Murphy; I want a fence; she had somebody else with her; with that they went up a court; by that time it was very nigh two o'clock; I lost sight of them, and saw them no more.

Prisoner. I never was near you nor see you but once since I buried my husband.

Court to Wood. Did you ever know any thing of Sands before this?—I never saw Sand till I saw him at Bow-street.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Baron PERRY.*

26. WILLIAM ROBERTSON and DOWGALL CAMPBELL were indicted for making an assault on the king's highway, on Richard Bird, on the first of December, putting him in fear and feloniously

niously taking from his person, and against his will, half a guinea, the monies of the said Richard Bird.

RICHARD BIRD. *sworn.*

I am servant to Mr. George Goldsmid, No. 25, Leman-street, Goodman's-fields. I went to Mr. Asker Goldsmid, my master's brother, about a quarter to eleven, as I was coming just at the four corners Red-lion-street, Ayliffe-street, Lemon-street, and Prescott-street; I was met by the prisoner Robertson; I am sure he is the man; he came up to me and said, Where are you a going? I said what need you to care about it. This was between eleven and twelve on the night of the first of December, Saturday; he then said, damn your eyes I want some money, he was alone at that time, says he, I have got none for you, then says he, you have got a very flashy chain, I will have that, says I, before you shall have that you shall have my life; he laid hold of the chain, and pulled at it several times; but I put it through the waistband it could not come out; then he knocked me down with his fist; while him and I laid on the ground up comes two more, he and I were on the ground together, he was on the top of me; the two others said damn his bloody eyes, if he wilt not deliver let us murder him; then I made answer consider there is three of you on me, I beg for my life; then directly one said, damn me I will kill you; from thence I believed it was too much for me, I was forced to halloo out, and this man, one of the watchmen came up, Bird Ducket. They cut my head open in such a manner, but I kept hold of my watch. I had a half guinea in my pocket, and when I got up my pocket was turned wrong side outwards.

Q. Are you sure that was not the case when you was first thrown down?—No, it was not the case, I cannot be positive it was not turned inside out before the other

two came up, but I am positive it was not turned out when I was first attacked. The other men did not come up till I was down. I could not distinguish who was at my pocket. I was not sensible of what any person did to my pocket.

Q. Was any of the other two secured?—Yes, Campbell.

BIRD DUCKET. *sworn.*

I am a watchman, my stand is in Little Ayliffe-street, between the hours of twelve and eleven at night, I heard the watch called and murder. Immediately I went where I heard it: There were three men on this footman, the last witne's, says I, gentlemen, what are you going to murder the man? one man was on him, and the other kicking him, he had hold of two, he was all but on the ground; I directly says, don't go to murder the man, they kept kicking him, says I, leave him alone. directly I sprang my rattle. Another watchman, Thomas Stevens came to my assistance, and we laid hold of two of them, the third got away. The footman gave a charge of knocking him down, and wanting to rob him, I observed the footman's pockets being turned out as we were going to the watch-house, and he said he had lost half a guinea out of that pocket, says he, they made several attempts at my watch. I had hold of one, and Stevens had hold of the other; they told us we should let loose, or we should not be watchmen there long. We kept our hold and took them to the watch-house, and gave the charge of them, and delivered them over to the constable of the night. The footman was nothing but blood, all his face, very much cut about his forehead. The lining of the pocket was turned completely out. These are the same men we lodged in the watch-house. I attended before the magistrate next morning, and there the prosecutor mentioned his waistcoat being turned inside out, and said, that he had lost half a guinea. We took

took hold of these men from the prosecutor. I took Robertson, and Stevens Campbell. They never got out of our hands, we kept our hold, though with much ado.

Court to Prosecutor. When these men attacked you first, had you observed any body waiting about at that time?—I did not.

Q. Is there a button to this waistcoat pocket of your's?—It is a welt, it is a shallow pocket, there is no button to it at all.

Q. When did you see your half guinea before?—I had a guinea, but I owed Timms, at the Black Horse public house, half a guinea, and he gave me change, which was about half an hour before I was attacked; I put it in my right hand pocket, and recollect nothing more about it till I perceived the half guinea was gone. I went after my master's business; after that these men were searched. I was not present.

Prisoner Robinson to Docket. Whether I did not go quietly along with you?—They did not, they wanted us to loosen.

Court. Did they use any personal violence?—No, none at all.

THOMAS STEVENS *sworn.*

I am a watchman; my beat is in Red-lion-street; I came up when I heard the rattles sprung; I saw three sailoring fellows struggling with the gentleman's servant. The two prisoners are two of them. I said, what is the matter here? and the gentleman's servant made answer and said, these three sailoring fellows have attempted to rob me; have attempted to get my watch from me; I immediately took one by one arm and one in the other, and my brother watchman took one out of my hand; there were three of them together, and one of them made his escape before I could lay hold of him. These are the two men that I took hold of, and I took one, and Docket took one to the

watch house, and they begged to be loosed. I told them loose you, aye no, that I will not, and we struggled together. Sometime they pulled and we pulled; and Campbell said, damn and bugger your eyes, if you don't loose us, you shall not come this watch long.

Court to Stevens. Did you see the prosecutor's waistcoat pocket?—I did not before I came to the watch-house. My attention was taken with Campbell.

Q. What did the prosecutor say?—He said, they had robbed him of half a guinea.

Q. Did you examine them?—I did not, I went immediately to my duty again. I delivered him to the constable of the night.

THOMAS GRAIN *sworn.*

I am headborough of Whitechapel; I was constable of the night, and the two prisoners were brought in on a charge by Mr. Goldsmid's servant; being violently assaulted, beat much in his face, and his clothes terribly daubed, and his waistcoat pocket turned inside out when he came in.

Q. Were they searched?—They were not while I was there.

Q. What was the charge?—For assaulting him, and demanding his money and watch.

JOSEPH BARE *sworn.*

I am an officer attending the Police Office; I searched these men, I only found 1s. 6d. on Campbell, and 1s. on Robertson, and two knives, such as sailors use. I examined them very strict; it was before the magistrate the next morning.

Court to Grain. Is it not your duty to examine the prisoners brought in?—Saturday is a very busy time, it was a great omission.

Court to Clerk. Remember that this constable, and these watchmen are not allowed their expences.

Prisoner Robertson. I was coming up from my lodging, and I met two or three shipmates, one was Dowgall Campbell, and I asked him to go and see another shipmate, says he, by all means, so accordingly we had something to drink together, and coming along, I cannot tell the hour, he was pretty groggy, says I. Dowgall, here is a fight, never mind, says he, let them fight away; says I, I will part them if I can. I went to part them, with that the man who was fighting with this gentleman's servant, turns and struck me in the mouth, with that I went away, and went over to Dowgall, and he said let them fight till they are tired. Dowgall and I stood till the watchman came up, and then he rattles, and there were two more watchmen came up, and they laid hold of us both. I asked him, what he did with me? he said you must go up and answer for yourselves. I am as innocent as a child unborn, the man was fighting with this gentleman.

Prisoner Campbell. I went up on this Saturday to the India House to get a couple of bondsmen, and this Robinson was along with one; we went into the Swan, and had something to drink, as I came out I saw a shipmate that was with me before, we drank together, and my bondsmen together; so this here shipmate and I came along together. After this we had been drinking at several public houses, I was very groggy; he asked me what became off my money, I gave him 17s. 6d. So this Bill Robertson asked me to go to Whitechapel to see a shipmate of his? I told him yes: we being very groggy saw two men fighting, says Robertson, there is a fight, let them fight says I, I will go and see what it is, he went and left me

standing there, and comes back to me again and said, that the sailor struck him, says I, damn his eyes you had no business to go among them, says he, we shall stand here and see how it comes on; so we were standing both together, and a watchman came and laid hold of us.

Court. You describe yourself as a sailor, What ship did you belong to?—The last ship I belong to was the King George East Indiaman, I had left it about two days before I was taken up. I had got an impress for the Bombay Castle, but lost my place by being taken up on Saturday night.

The prisoner Campbell called two witnesses, who gave him a good character.

Court to Prosecutor. Did either of them appear to be drunk?—No.

Court to Duckett, Stevens, and Grain. Did either of them appear to be drunk?—No.

Court to Prosecutor. Do you know the reward in this case?—I do not.

Q. How long have you lived with Mr. Goldsmid?—Three years almost.

Jury. Was it a light or a dark evening?—It was a dark evening, there were lamps, but considerable distance.

Q. Did you collar them both or only one?—I had my hand hold of their hair both, and I never let go the man that knocked me down.

Campbell the Prisoner's Witness. Campbell had been at my house that evening about seven o'clock, and he was very much in liquor.

Both not GUILTY.

Tried by the second Middlesex Jury before

Mr. RECORDER.

[The third part will be published in a few days.]

THE
OATH,
TAKEN BY THE
SHORT HAND WRITER,
BEFORE THE
LORD MAYOR.

YOU shall swear that you will, to the best of your Ability,
truly take in Short Hand, the Proceedings on the King's
Commission of Oyer and Terminer, and Goal delivery of
the City of London; and also the Gaol delivery for the County
of Middlesex, and transmit the same fairly and correctly tran-
scribed, to the Printer employed by the City of London.

So help you God.

MANOAH SIBLY.

Sworn at the Mansion House, London, before

JAMES SANDERSON, Mayor.

THE WHOLE PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT
JUSTICE HALL, in the OLD BAILEY,

On *Wednesday* the 15th of *December*, 1792, and the following Days;

Being the FIRST SESSION in the Mayoralty of *William*

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Geffell-Street*,

And published by Authority.

NUMBER I. PART III.

L O N D O N:

Printed and published by HENRY FENWICK, N^o. 63, *Stow Hill*.

[PRICE TWO SHILLINGS.]

PROCEEDINGS

THE WHOLE

PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON, &c.

27. WILLIAM TURNER was indicted for stealing on the 6th of November, two wether sheep value 2l. 12s. the goods of Thomas Kimpton.

THOMAS KIMPTON *sworn.*

I live at Mim Hall, on the 6th of November, sometime in the night, I lost two wether sheep of the Berkshire breed, marked with red oker across the loins. There were but fifteen of that breed. I found both skins and one carcase again at Turner's End. The butcher's name is John Thomas. I heard of them on Friday, and I saw the skins laying in the shop on Saturday following. I believe it was the 10th. It was the 6th night they were lost. Mr. Armstrong has got the skins in court.

JOHN ARMSTRONG *sworn.*

I produce two skins delivered to me at the public office, Shoreditch, the magistrate bid me keep them. (Produced and deposed to.)

Pro/cur. My sheep had been in keeping about a mile from me, I had sent for them home, and they were taken out of my fold on Tuesday night.

Mr. Knapp. When did you say you lost these sheep?—On the 6th of November, Tuesday.

Q When did you hear of them?—On Friday the 9th of November.

Q You say you knew them by the red mark across the loins, is there no other mark you know them by besides that, the mark across the loins is not peculiar to your sheep, another person living near you might have just such a mark?—How soon after did you hear of these skins being in the hands of Mr. Thomas?—On Friday.

Q I believe there were two other persons taken up, what were their names?—Duck and Gisborn.

Q They were taken before the magistrate?—They were.

Q What became of them?—They are at home now.

Q They

Q. They were discharged for stealing these sheep?—They were.

Q. There was no evidence at all against them, how soon afterwards did you go to Thomas's?—I went to Thomas's before they were taken up.

Q. How soon afterwards was the prisoner taken up?—On the Saturday I saw the skins.

Q. Was Duck and Gisborn taken up before or after the prisoner?—After.

Q. When was the prisoner examined?—On Tuesday, and Duck and Gisborn were taken up the day after. He gave the information by which Duck and Gisborn were apprehended.

JOHN THOMAS *(juror)*

I am a butcher at Turner's-end; the prosecutor Mr. Kimpton came on Saturday the 10th of November, and showed two sheepskins; this man the prisoner had come to me the Tuesday before and told me he had two ewes to sell. The next day Wednesday he brought two wether sheep, and I was killing a bullock; I bought them; I had no knowledge of him; I gave him 19s. 6d. a piece; he asked 21. Mr. Kimpton came to my shop when I was not at home, and my landlord shewed him the skins; I came home directly, and shewed them to Mr. Kimpton, and he carried them to the office along with him; I told him I was not sure whereabouts he was at that present time; but he was soon found; when he brought the two wethers he said, I made an exchange with my brother; my brother bought four wethers at Hertford fair, and I exchanged them; he told me he was a shepherd.

Mr. Knapp. These sheep that you talk about have a ruddle mark across the loins; you have seen many sheep have the same mark?—To be sure I have.

Q. These wethers were not worth so much as laid down in the indictment 21. 12s.—No, I have bought cheaper and have bought dearer.

Q. Of whom did he say he got possession of these sheep?—Of his brother, and afterwards he said, of Duck and Gisborn, and he said that they said, if he would not go and sell them for him, they would kill him, and he was to have 18d. for his day's work, and the sum was to be returned to Duck and Gisborn, and they were to divide the money into three parts; but he said he would not do that, he would only have his 18d. for his hire.

Q. This man was taken up before Duck and Gisborn?—Yes.

Q. I would ask you again the mark that was on these two wethers, was it a common mark that all the farmers in the country have?—It is.

ROGER GUTLER *(juror)*

—I was employed by my father-in-law, Mr. Harvey, from whom the sheep were brought the night before; on Wednesday I was going to Turner's-end, and I met the prisoner with two sheep, driving in the road; I did not know them then to be the same that I had sent to Mr. Kimpton. I asked him whether he was going to the welch butcher's with them; he said, yes; I was by when he was with Mr. Thomas; and the butcher asked me to look at them; I asked the butcher what he asked; he said a pound a piece; I told him I dare say the man and he would deal. On Thursday morning I was going by the butcher's shop, and he was killing one of the sheep; I asked him, if the man and he had agreed; I told him, if they were my sheep I would not have sold them under 30s. a piece: then I recollected they were Mr. Kimpton's sheep; I observed the marks, and I was certain they are the same I saw at my father-in-law's; this was on Thursday; I took an horse and went over to my father-in-law's to know if any sheep were lost; he said he did not know, as Mr. Kimpton was gone to town.

town, and was not at home, and said it would be as well for me not to go then, but he would go in the morning. Mr. Kimpton came over on Saturday morning, and I told him where the sheep were, and went with him; the skins were produced, Mr. Kimpton claimed them as his property; I went immediately and took the prisoner at the Fox, at Farnham's-green.

Mr. Knapp. Now my friend you say you met the prisoner at the bar, on the road, with two sheep; at that time you had no suspicion of their belonging to Mr. Kimpton?—No.

Q. Was you close to the prisoner at the bar, when you had the conversation with him; you asked him whether he was going to take them to the welch butcher's?—Yes, I did.

Q. You did not know them then?—No.

Q. Now the sheep that you saw on the road, you can recollect they were Mr. Kimpton's, and now you can take on you to say they were the same at Mr. Thomas's. The fifteen wether sheep you sent to Mr. Kimpton, had the ruddle mark on them?—They had.

Q. That is a common mark?—Not very common.

Q. Some mark in one place and some in another?—They do.

Q. You say you did not recollect them to be Mr. Kimpton's, when you saw them on the road, yet you recollected them to be Mr. Kimpton's, when you saw them cut up; you know them by the ruddle mark?—And by the breed.

Q. You talked to Thomas about the price he had given for the sheep, you seemed to think he had a good bargain of it?—I am certain he had.

Q. Do you think if he had been driving some stolen sheep to the butcher's, he would not have hesitated a little, to have told you where he was going?—That was the place he had appointed.

Q. Do you think he would have readily told you where he was taking them, if he had been guilty?—I don't think he should.

GEORGE BARNES *sworn.*

I work for Mr. Kimpton; I have looked after these sheep ever since my master has had them; I am sure they are his sheep; I had marked them when they were at Mr. Harvey's; they were returned from Mr. Harvey's on Tuesday; I put them into a fold, about one o'clock in the day; that is the last thing I saw of them, that was the 6th of November; I went shortly after to Hertford fair, on the Thursday, with thirty-six ewes to sell. (Deposited to the skins by the ruddle marks.)

Mr. Knapp. You are shepherd to Mr. Kimpton, and you seem a very honest one; how many wether sheep had you the care of?—Fifteen.

Q. They were all marked the same?—Yes.

Q. How long have you lived with your master?—One year.

Q. You have marked many wethers before?—Yes, I have.

Q. Did you ever mark them in the same way?—Yes.

Q. Was that the common mark you made use of?—Yes.

Q. Mayhap you may have seen the mark on other people's sheep?—I have.

Q. You have been shepherd to other people before?—I have.

Q. You have made the same mark on other people's sheep before?—I have.

Q. And you know these skins from that mark?—I do.

Court. Do you know of any person that makes use of the same mark in your neighbourhood?—No.

Q. Did you ever see any sheep marked in that way without a slit in the ear, or some other mark?—I cannot say; there is an ear mark in one of them that my master

master does not know of, I know of it.

Mr. Knapp. The slit in the ear you have seen in other people's sheep?—I have.

Q. You have made slits in other sheep's ears —No; when I bleed them, I bleed them in the eye.

Prisoner. I leave it to my counsel.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. Baron PERRY.

28. WILLIAM DAVENPORT was indicted for feloniously stealing on the 20th of Dec. one piece of black silk Florentine, containing in length 38 yards, value 10l. the goods of John Chaplin and John Burbidge, privately in their shop.

JOHN BURBIDGE *sworn.*

I am a man's mercer, I live in Ludgate-street, I was in the counting house on Monday morning last, somewhere about ten o'clock, and one of my porters came into the counting house to me, and said that a person was in the shop that had stolen something.

JAMES DAVISON *sworn.*

I am shopman to John Chaplin and John Burbidge, William Davenport and another came into my master's shop on Monday morning last, between 9 and 10 o'clock, he asked for some patterns of thicksets, they are for making of small clothes, which I desired the porter to give him while I waited on other customers. The porter's name is John, I forget his other name; during the time he was there, I observed him turn his face to the window, presently I asked the porter what became of the piece of Florentine, as I had but just come into the shop, he made a reply and said, he did not know any thing of it; I then

looked on the counter, expecting some person might have put it there, and have taken it out of the window. I then looked out at the door, and saw the Florentine under Davenport's coat, standing near to the door; I then turned over the counter for the purpose of cutting Davenport's patterns of thickset. The porter had a suspicion, and called Mr. Burbidge forward; Davenport dropped the Florentine from his coat, I saw him, I saw it fall to the ground.

Mr. Garraw. The porter is not here. —He is not.

Q. Were there any other persons who were in the service of Mr. Burbidge? —None, except a customer who came in.

Q. Was this piece of Florentine rolled up tight or loose? —Rolled up as we usually keep them doubled back, to show the quality in the window.

Q. Did you know the prisoner before? —I have seen the prisoner before in the shop as a customer.

Q. The porter on some observations of his own, called his master? —He did.

WARREN *sworn.*

I am a beadle of the ward, I produce the goods, I received it of Mr. Burbidge, it is called Florentine, I have kept it ever since.

Court to Burbidge. At the request of the porter you went into the shop? —I did; when I came into the shop close by the prisoner, he dropped the silk close by me, I saw him, I gave it to the constable.

Q. Do you know whether it was in the shop or no? —I do, I did not see it at the window myself that day, but I saw the vacancy.

Q. Can you say you had not sold it. —That piece I am sure we had not. (Deposed to.)

Mr. Garraw. Was Mr. Chaplin at home that day? —He was not at home.

Q. Sometimes things are taken out to

to shew the customers? — Occasionally things are taken out.

2. You said very fairly you could not take on you to say from your own knowledge, that it was there that day? — I cannot.

Davison. I began to put them in about seven o'clock that day, and it was between seven and eight that I was finished, I put this piece in between seven and eight.

Prisoner. I had occasion to go into this shop; on Monday last, about ten o'clock, there was a person either at the time, or immediately after, came into the shop; the shopman told the porter to serve me with what I wanted, and he would serve the other customer: the shopman immediately goes round the counter, and says to the porter, what is become of the piece of Florentine there? The porter says I have not seen it since, I laid it on the counter this morning, he immediately went out to the door and looked, he came in directly again, and as I comprehended the circumstance, he sent for Mr. Burbidge, and when he came into the shop, a piece of Florentine fell down from behind the door.

The prisoner called eleven witnesses, who gave him an excellent character.

GUILTY, of stealing, but not pri-
ly. (Aged 22.)

Imprisoned six months, fined 1s.

*Tried by the London Jury before
Mr. RECORDER.*

29. JOHN ROBINSON was indicted for feloniously stealing on the 21st of November, nine pounds of raw sugar, value 4s. 6d. the goods of Thomas Bolt.

——— *sworn.*

I am servant to Mr. Bolt, on Wednesday the 21st of Nov. about half past three in the afternoon, I was coming up Dice Key gateway, and I saw this young

man come from the bottom of a ladder which comes out of the warehouse from between two casks; he came and looked at me, and walked up the gateway, and I thought that he had got something that he should not have. I followed him, and came to him, and clapped my hand on his knee, and I found there was some sugars; I asked him where he was going, he said he was going for some tobacco; he attempted to get away, but I held him, and asked him to come and shew me where he got the sugar from, I found the sugar concealed inside his trowsers; I took him down to the counting house, and sent for the constable, and had him searched. I took nine pounds of sugar from him, raw sugar. The warehouse belongs to Thomas Bolt; when I had sent him with the constable, I went up in the warehouse to see where he had got the sugar, and I found one of the hogheads with the head knocked in, and there appeared some deficiency in the sugar; with that we weighed the hoghead, and there was a deficiency of about fifteen or sixteen pounds, we had taken a sample out of it, we supposed to be two or three pounds.

Prisoner. Was I at work at the sugar warehouse that day, or the day before? — He was at work that day, I did not employ him, but one of my fellow servants employed him, he had just had 4d. for his hire; he was employed in the warehouse among some men.

WILLIAM WADE *sworn.*

I am a constable belonging to the Custom-house, I was sent for to take the prisoner into custody; he had a pair of callico trowsers under the other, and the sugar in these callico trowsers about his knees, and some of it at the back part; the trowsers seemed to be made on purpose, they are here, I have kept them from that time to this.

Prisoner

Prisoner. I looked for a day's work constantly wherever I could earn 6d. or 1s. I had been at work that afternoon at that warehouse, and earned 2d. and did not find out any more work all the blessed afternoon. I was going home, seeing another man on the Keys, says he, there is a small bundle of hoops to light my fire; stooping for his bundle of hoops, please you, my Lord, there was a man lay with something wrapped up in it; says he, here is a prize, he unfolded this mat, and in this mat there was sugar; with that there says he, the second blunder is as good as the first. I thought no harm in it, and I takes this quantity which was found about me, and the other man whether he took the remainder or no, I cannot say; so coming up the gate, I turned to go home, and there was this gentleman standing by the door, I walked up farther, and was going for a halfpenny-worth of shag tobacco; he says, where have you been at work? I said, no where; says he, you have been at work in the warehouse; says I, I have been in the hemp warehouse, and have earned 2d. Says he, come back to me, I told him I would after I had bought the tobacco; there was the King's watchman walking under the gateway, who certainly would have told whether I went up in the sugar warehouse and come down; he could not miss seeing me; I have no witnesses but God Almighty.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

30. THOMAS SPENCER was indicted for feloniously stealing on the 21st of November, a dressing glass in a mahogany bed frame, value 1l. 4s. the goods of Thomas Wood.

THOMAS WOOD *sworn.*

I live in Fore-street, I lost a dressing glass in a mahogany frame, the 21st of November, between eight and nine in the morning; I did not see the prisoner take it; I know it is my property.

— GREGORY *sworn.*

I am a servant to Mr. Wood, I saw the prisoner on the 21st of November standing at my master's door, looking into my master's shop, about half past eight o'clock in the morning Wednesday, with a two foot rule in his hand. I took no notice of him, thought he was a person taking a plan, which many men do in our business; about five minutes after, I saw him come out of my master's shop with the glass in his hand. It is a dressing glass in a mahogany box frame, I said to my fellow servant, do you run to my master, and when he came back I told him to go about Little Moorfields way, and I would go down Moor-lane. My fellow servant took him, and he ran away from him; on Saturday the 24th I took him again in Long Alley, Moor-fields.

Q. Did you observe him enough to be able to say that he is the man?— Yes.

Q. Did you ever recover the glass?— Yes; we got the glass on the 21st.

CHARLES FOULSTON *sworn.*

I am fellow servant to the other witness; I went in pursuit of the prisoner, on the 21st I took him about a quarter before nine, when I took the glass from him. I found him about two or three hundred yards off, it was in Little Moorfields; I have kept the glass ever since. I asked him where he was going with the glass, he said it was a job of his own, I told him it was not, it was a glass of our's; he directly pushed it into my hand, and ran away. I am sure the prisoner is the man; he was taken again on Saturday the 24th.

EDWARD

EDWARD WATKINS *sworn.*

I am a shoemaker, on the 24th of last month I heard the cry of stop thief, between two and three o'clock; I came to their assistance, and took the prisoner along with two more men that are here, Gregory and Foulston; the prisoner was the man I took; Gregory and Foulston said he had robbed his master of his glass.

Prisoner. Foulston said I should know the young fellow again if I was before the Lord Mayor. — I never said so, I was always certain he was the man.

Court. Did he get away from you? — He did.

Q. What day was that? — On the 24th we brought him as far as Short-street, Moorfields, there he rescued himself away, and we cried out stop thief, and we got him again in Butler's Alley.

THOMAS WICKHAM *sworn.*

I am a constable of Coleman-street ward, and was sent for to take him after he was taken by Mr. Wood's servant.

Court to Foulston. Is that the glass the prisoner put into your hands? — I am certain it is. (The glass deposed to.)

Wood. I did not miss it till I was called upon; I saw one of the men running back with it ten minutes afterwards in his hand, he said he had got the glass, but the prisoner had got away.

Prisoner. I never was out of my shop till Saturday afternoon, and when they took me, Foulston said I am obliged to do it, for my master will turn me away from my work if I do not.

Foulston. I said no such thing.

GUILTY. (Aged 19.)

Prisoner. I should be glad to go for an East India soldier.

Imprisoned six months in the House of Correction, and publicly whipped.

*Tried by the London Jury before
Mr. RECORDER.*

31. JOHN GILES was indicted for feloniously and burglariously breaking and entering the dwelling house of Burkett Fenn, about the hour of six in the night of the 2d of November, and burglariously and feloniously stealing therein three pair of stockings made of silk and cotton, value 12s. and one pair of cotton stockings, value 3s. 6d. the goods of the said Burkett Fenn.

RICHARD JENKINS *sworn.*

I live with Mr. Burkett Fenn, I am his shopman, he is an hosier, I am his journeyman; on the 24th of last month, about six in the evening, two men came in and asked if our window had been cut, or any of the stockings taken out, I told them I believed not. I went outside, and did not see any glass cut, one of them pulled out two pair of stockings out of his pocket, and asked me if I knew them; I then went to that part of the shop where these sort of stockings laid, and I found then that the glass was cut, and four pair of stockings taken out; the people who made the enquiry were the constables, Jacobs and Humphries.

Q. What kind of stockings were they? — Three pair of mixed silk and cotton, and one a pair of red and white cotton, I put them in the window that morning myself. I know nothing of the prisoner at the bar.

LAZARUS JACOBS *sworn.*

I and Humphries took the prisoner at the bar, in company with two more men in Houndsditch; they had made several attempts at the windows, accordingly I followed them; when they came to Cornhill, the prisoner at the bar and the others went to the window of the shop, and stood against it; this was about six o'clock, on the 24th of November; in a few minutes afterwards I saw them come away from the window, and I saw the

the prisoner put something up towards his sleeves, underneath his coat. I said to my brother officer, I will be bound they have got something, let us go after them, I followed them to the London Tavern, and I took the prisoner, and took hold of him; on that he dropped the stockings, my brother officer struck him over the head, immediately away he set to his heels, and my brother officer after him; I have got the stockings, and have had them in my possession ever since; here is half a coat which I tore off in the struggle.

Prisoner. Be so good as to ask him how long I was in the public house before the stockings were brought in, I was full a quarter of an hour.—The stockings were brought in directly. (Produced and deposed to.)

Q. Was any thing else found on them?—No.

Q. Was the other person with him at the window?—They were both at the window.

Prisoner. The stockings were brought in by a baker's boy.—As soon as he dropped them I picked them up, and my brother officer went in chace of him; they laid on the table while I was attempting to tie his hands.

JOHN HUMPHRIES *sworn.*

Jacobs and I were going up Hound-ditch, on the 24th of November last, and saw three people going along stopping at several windows trying to break them, but they still walked on till they came to Cornhill, where I saw the prisoner working at the window to break it open; we then ran, and Jacobs caught hold of him and tore his coat. I struck him, and broke my stick over his head, he crossed to Leadenhall Market, ran up the right hand passage, and comes up to the beef hall, and then turns to the right, and comes into Leadenhall-street

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again; coming up there was a man stopped him; accordingly I grasped at him behind, and caught him, he made a little resistance, but Jacobs coming up we secured him, took him into the public house, and there he was very resolute, and buggered his eyes and limbs and all such expressions as are not fit to mention; and there was a gentleman there, the biscuit maker to the Prince of Wales, who offered to lend a pair of pistols for safety, and another offered to lend blunderbuss; they were afraid of him, he was such a desperate chap, he swore he would not go without the half of his coat that was broken off, so we put it on arms to pacify him; we put him in the Compter, and there he wanted to turn evidence.

Q. Was there any stockings on his person?—I cannot say; I followed and pursued the man, and left Jacobs with the stockings; I know nothing further.

Prisoner. How long was I in the public house before the boy brought the stockings?—I was busy with him, we had not been there five minutes before I saw the stockings there. I cannot say when or how they were brought in, I am sure he was one of the persons at the house, and that window was broke, and I saw him packing up the bundle under his arm.

Jury. Was any thing found on him to cut glass?—Nothing at all that we found.

Court. You say this was about the hour of six in the evening, was it not light enough to discern any man's face?—It was not, at a distance.

Q. Did you ever lose sight of him?—I never had him out of my sight from the time that Jacobs had first hold of him, I should have knocked him down under the archway, but a butcher's dog caught hold of me and lugged me some little space, for about a yard or thereabouts;

I never

I never lost sight of him; I am sure he is the person.

Prisoner. Does it stand to reason if this man had seen the stockings drop, and there were two or three of them, that they would not have picked them up.

GUILTY, of stealing, but not of the Burglary. (Aged 28.)

Transported for seven years.

*Tried by the London Jury before
Mr. Baron PERRY.*

32. **DAVID LEVINGSTON** was indicted for burglariously and feloniously breaking and entering the dwelling house of Edward Fellows, about the hour of seven in the night of the first of Dec. and burglariously and feloniously stealing therein eleven pair of cotton stockings, value 40s. the goods of the said Edward Fellows.

EDWARD FELLOWS *sworn.*

I live at No. 91, on the Terrace, Tottenham Court Road; I am an house-keeper, haberdasher and hosiery; on the first of Dec. last, about seven in the evening, I was standing in the parlour, I heard one of the squares of the glass smash; my shop was open, the door of the house was shut up; we keep open till ten or twelve o'clock on Saturdays; I heard a pane of glass break belonging to the shop, it was quite dark; I immediately ran to my door, found the door tied by the handle of the door to the iron railing; by means of a sudden jerk the cord broke. I then ran out into the street, found the prisoner Levingston; I broke the cord in a moment, I found the prisoner in the custody of Mr. Nichols, I never knew the prisoner before, he was then struggling very hard to get away; I found the hole very near the prisoner, eleven pair of

stockings; I picked up the stockings and ran to the constable Hatch, and he came and took the prisoner to the watch-house.

JOHN NICHOLS *sworn.*

I had never seen the prisoner before that evening; passing very near the prisoner I heard a noise of breaking the glass, I directed my attention towards where the noise came, I saw the prisoner running with a parcel, I called out stop thief, least with the speed he was running, he might escape me, on which he dropped the bundle; and before any assistance came, I secured him, and held him till Mr. Fellows came. He was never out of my sight, nor ten yards from me, I took him instantaneously, and held him, and never let him go till he was in the care of the constable; the stockings are in court.

ROBERT HATCH *sworn.*

I produce the bundle, it has been in my custody ever since I received it; I came up at the time the prisoner was struggling with Mr. Nichols on the ground, it was all done in two minutes I dare say. I opened them at Mr. Fellows's, they were a bundle that stood in the window to shew.

Court to Prosecutor. Had you eleven pair of stockings all in one bundle?—Just as they are now, they were intended to shew, all tied up together.

Prisoner. I had been with a letter to the top of Charles-street, Tottenham Court Road, coming home I saw several people run pass me, stop thief was called out, and this gentleman took me up in his arms, and said to me stop, or I'll dash your brains out; I had no stockings, no bundle at all; I was going back again after I had been with the letter.

Court to Fellows. Had you seen these stockings in the window that day?—I had,

had, they were in the form of a bundle when I took them up.

Q. Was the pane of glass of sufficient magnitude to have these bundles taken out of your shop?—Yes, it was a large square of glass.

GUILTY, of stealing, but not of the Burglary. (Aged 21.)

Transported for seven years.

Tried by the second Middlesex Jury before Mr. Baron PERRY.

33. **JOHN ASHTON** was indicted for feloniously stealing on the 21st of Nov. a five gallon copper can, value 25s. the goods of James Barton and Richard Howell.

RICHARD STEVENS *sworn.*

On Wednesday the 21st of November, about four o'clock in the afternoon, we called at Mr. Sellon's brewhouse, in St. James's Walk, Clerkenwell Green, for to get the key of a shut up house in Turnmill-street, in order to get empty casks from thence. I live with Messrs. Burton and Howell, distillers, No. 226, Upper Thames-street, the man that was with me was John Pearfall; Mr. Sellon gave us a ticket to go to his taphouse and have a pint of porter; we went and were in about five minutes; we had left a waggon at the door; a man says there is a man in the waggon, I directly saw the prisoner at the bar jump off the off wheel with a five gallon copper can in his hand, it belongs to Messrs. Burton and Howell, they have no other partners as I know of; I directly pursued him, when he found he was pursued, he let the can fall, I pursued him and took him; I never lost sight of him.

Prisoner. Did you see me come from the waggon with the can in my hand?—I did, I saw you take it out of the waggon.

JOHN PEARSALL *sworn.*

I was in company with Stevens, at Mr. Sellon's brewhouse for some casks, he gave us a ticket to go to this house to get a pint of porter; we had a waggon in which there were two copper cans, both five gallon cans; I saw the prisoner on the wheel. I saw him have the can, he jumped off the wheel, and ran across the road, my fellow servant caught hold of him, he said he was passing along the street, he knew nothing of the can; I see him drop it.

RICHARD ARMITAGE *sworn.*

I was going along and I saw this man come with the can in his hand, when he got about the middle of the road he let it fall just on the pavement; I saw Stevens pick it up.

THOMAS MILES *sworn.*

I was sent for as an officer to take charge of the prisoner and the can, it has been in my possession ever since.

Prisoner. I was coming along walking home to my lodgings, and the man came and caught hold of me; there was a man run by me at the same time.

GUILTY. (Aged 19.)

Transported for seven years.

Tried by the second Middlesex Jury before Mr. Baron PERRY.

34. **JOHN ASHBURTON** was indicted for feloniously stealing on the 29th of November, 22,500 iron nails, value 31s. the goods of Walter Hatton.

WALTER HATTON *sworn.*

I lost 22,500 nails on the 29th of Nov. the prisoner was a servant of mine, I lost them all at one time; I suspected the prisoner for some time previous to the robbery, I employed him in the capacity of a carman, to drive the cart and take care.

care of the horses, and it was his custom to get up in a morning half an hour or three quarters of an hour before the other servants.

Court. That might be a proof of his diligence.—I had reason to suspect him, and applied to the patrol of the parish to watch him coming out of the house in the morning. I desired him to wait half an hour longer to see if this man brought any property out with him. I suspected that I had lost nails frequently, but I did suspect my servant.

WILLIAM MULLEIN *sworn.*

I am a patrol, on the 29th of last month; I stopt the man coming out of the house; Mr. Halton requested I would stay a little longer than usual to watch his house. Our usual time to go off is six o'clock; between six and seven, on the 29th, I heard a chain fall inside of Mr. Hatton's door, I went immediately the other side of the way, and waited for about ten minutes, and then I went and stopt close by the door till the man came out; I followed him till he got out to go to Mr. Hatton's stable, and under the left side of his coat he had got a parcel; I asked him what he had got? he said a few nails, I said where are you going with them? he said to the stable yard, it is in St. John's-street, I told him he should not take them to the stable, he must go along with me, he was my prisoner; from thence I conveyed him to the Cooper's-arms, in Cow-cross; I took that parcel from him that I saw in St. John's-street, and in the Cooper's-arms, I found three other parcels, one he took out of his pocket, and two I took out; so there were four in the whole. I sent for his master directly, and his master came. I have got the nails in court; they have been in my box ever since. The prisoner did not say whose they were. (Produced and depoied to.)

GUILTY. (Aged 36.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Baron PERRY.*

35. MARY BROOKES was indicted for feloniously stealing on the 24th of November, a pair of mens leather boots, value 1l. a pair of mens leather shoes, value 7s. and a pair of womens leather shoes, value 5s. the goods of Thomas Theed.

THOMAS THEED *sworn.*

I am a boot and shoe maker; I delivered a parcel, to Mrs. Goodfellow, who delivered to Mrs. Davis, a book-keeper of the Golden-lion, St. John's-street, on Friday the 23d of November, between four and five, a parcel.

ELIZABETH DAVIS *sworn.*

I am the wife of a book-keeper, who keeps the Golden-lion, in St. John's-street; I received a parcel of Mrs. Goodfellow, on Saturday the 24th between nine and ten o'clock, as near as I can tell; I don't know what was in it, it was directed to Mr. Hurtley, Layton-buzzard, Bedfordshire; I took the parcel out of the house and took it to the warehouse and left it. It was lost from the side of the waggon in the yard.

JOHN BRIGGS *sworn.*

I am a pawn-broker, on Saturday morning about eleven o'clock the prisoner at the bar brought to my house a basket, out of which she took a pair of womens shoes, and a pair of mens boots and offered to pledge them; I asked her how she came by them, she said, they had been sent from Berkshire, to her husband, by an uncle; I told her from her appearance they were most likely taken from some waggon, going into the country; there was no paper on them; then I judged so from her appearance. One of my young men said to her, I suppose you have more in your basket; no, she said, she had not; my wife was going to market; she said, here is a man's shoe in the basket. I went round the counter and saw there was a pair, and said to her, now tell me where you have

have got these; she said first of all, she got them from Snow-hill, and then from a court, No. 4, Hoffer-lane; I was going to send my young man there to find out the persons, she said, and don't find there, they come from No. 15, Silk-street, Grub-street; I told her the best way would be to take her to the office, in Hatton-garden; accordingly I went for a constable; she desired me to call at Mr. Crane's, in St. John's-street, to desire him to inform her father of her situation, and to desire him to get the muffs, as she could not go there; I called at Mr. Crane's. On the second examination she then confessed they were taken from the waggon, which puts up at the Golden-lion, St. John's-street. I gave the goods over to James Kendall.

JAMES KENDALL *sworn.*

I am an headborough; I produce one pair of boots, and one pair of mens shoes, and a pair of woman's shoes, I got from Mr. Brigg's house. (Deposed to.)

Prisoner. I was about my business and I found them.

The prisoner called three witnesses, who gave her a good character.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. RECORDER.

36. **EDWARD COX** was indicted for feloniously stealing, on the 4th of December, two check linen shirts, value 6s. two pair of canvas trowsers, value 6s. two canvas mens frocks, value 2s. four pounds weight of moist sugar, value 2s. a pound weight of bohea tea, the goods of John Houghton,

JOHN HOUGHTON *sworn.*

I live at the Bell, Leadenhall-street, a Book-keeper; I lost the articles in

this indictment, they were all in one bundle, on Tuesday the 4th of December, between the hours of eight and nine at night; I took them myself down to Wapping, in a coach, to go and see a little brother that was going to sea; the captain called on me, and asked me to buy these articles for him. I stopped the coach, and the coachman got down and opened the door, and I jumped out, and I heard somebody pushing at the step, and I saw that prisoner at the bar, putting his arm in and get the parcel; I ran after him, this was in St. John's-street, Wapping; I had not reached the door before I heard him push against the step and take it out, I saw him, it was on the seat of the coach, there was no person in the coach besides myself, and I laid it by the side of me, while I was riding; I ran after him and caught him, and took the bundle away from him, and held him. I have kept it ever since till now, except that justice Staples had it from Tuesday to Saturday; but I put the mark upon it, John Houghton, Leadenhall-street, I know they are the same because I received the things myself, tied them up, and went off as soon as I could, and they were never out of my sight, and I know they are the same I left at the justices by my writing my name, and they were never undone; I received them to bring them here; he had three accomplices who wanted to rescue him from me; they knocked this hand off, and I caught him again with my right hand; that was in the street; as soon as I got him safe, and got him to the justices, then he begged and prayed that they would send him on board the tender for two years. They struck me first, but I told them if ever a one would come near me, I would knock them down immediately.

Prisoner. This here man took me about thirty yards from the coach, when he laid hold of my collar I had nothing

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about

about me at all, nor ever touched any thing of the kind.

Court to Houghton. You never saw this man before?—Never to my knowledge.

The prisoner called one witness who gave him a good character.

GUILTY.

Transported for seven years.

*Tried by the Second Middlesex Jury before
Mr. RECORDER.*

37. JOHN CARNEY was indicted for feloniously stealing, on the 30th of November, fifty one pounds weight of lead, value 5s. the goods of William Fisher.

WILLIAM FISHER *sworn.*

I am a plumber, at Acton; I had four sheets of lead laying at Stamford-brook, near Turnham-green, at a Mr. Bedford's coach house, ready to be laid, and several sheets about five hundred weight; I live a mile from the place; I had not been in the building for two or three days; I saw the lead there a week before; I mean a week before it was missing; I saw it on the Monday after it was missing; it was missed on Friday night; I saw it on Monday; it was cut in the buildings where it was deposited; there were four sheets, one was rolled away into the middle of the coach house, and about two hundred weight cut off, it was rather tore in a zig jag manner; it was very light lead; I discovered the lead to be missing on Monday. Hughes the patrol apprehended the prisoner.

— HUGHES *sworn.*

I am one of the patrols; on going down the road, on Friday the 30th of November, about six o'clock in the evening, I was going through Kensington town, about the middle of the town, I passed the prisoner, near six o'clock in

the evening, the prisoner was in company with another man, that is evidence against him, his name is Mac Laughton. Mac Laughton was first and he had the bundle of lead; I says to my partner, stop that fellow he has got something very heavy, and the prisoner at the bar stepped immediately from the path way into the road, to make his escape; it was very dark, we took them both, and took them into the public house. Swain was the man with me, and he took the load from Mac Laughton's back; I asked him where he got that lead. The lead was brought up to Bow-streer, and the plumber looked at it the Wednesday following; Swain kept it in the mean time. I made enquiry and found that there was some lead lost in these buildings. I took them both up and Mac Laughton was admitted an evidence on Wednesday.

— SWAIN *sworn.*

I am one of the patrols; I and Hughes met the prisoner and Mac Laughton; Hughes told me to mind Mac Laughton, because he had something heavy on his shoulder; I went to him and took it off his shoulder, and took him into the public house close by, and examined what was in it, I found it was lead, it was directly brought up to Bow-street office, and on Wednesday Mr. Fisher the plumber came and looked at it, and brought some more with it that matched very well in quality, but the pieces did not match; the lead was locked up at the Brown bear; I got it back again; I am sure it is the same. (Produced and deposed to.)

FRANCIS MAC LAUGHTON *sworn.*

I am a bricklayer's labourer; the prisoner is a mason's labourer, he is a countryman of mine; I was admitted a king's evidence; I gave no account of this till I was taken up; I don't know what part he got it from; my master's prentice and I

I, was drinking a pot of beer, and the prisoner came and called me out of the public house, on the 30th of November, last Friday eight days, he called me out and said, he would pay me if I would carry it a piece of the road, that is a part of the way.

Court to Swain. Did he give this account before the magistrate?—He did.

Court. He is giving an account which discharges himself intirely.

Mac Laughton. Accordingly I did till I met the patrole, so they took it up, this was after five in the afternoon when I met him; I do not know where he got it from, he told me he found it in the morning, one side of a ditch.

Court to Prosecutor. This lead was found on these people, on Monday; when was it you saw it in the premises before?—I had not seen it for a week before.

2. Was it the Wednesday after this Monday that you missed it, that you was at Bow-street?—It was.

2. The lead that you left was merely in rolls, it was not fixed to any thing?—It was not.

2. We have been told already that it was cut in such a manner that it could not correspond; how could you assert that the lead you saw at Bow-street was your's?—I do not wish to swear; Mr. Addington desired me to prosecute the man.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

38. MARY HAINES was indicted for feloniously stealing, on the 15th of November, one guinea, the monies of John Cunningham.

JOHN CUNNINGHAM sworn.

I am a taylor; I am a married man; my wife is living; on the 15th of No-

vember, I was about my business and left two guineas in a bureau; this woman had been a servant to a gentleman who rented the first floor, how long before I cannot say, it might be a month or six weeks, or two months; my bureau was in the parlour, the ground floor; about nearly one in the same day, I returned home, I went out in the morning, I think it was about nine or ten; when I came home I was in want of a man for to come to work; I asked my wife if my children were come home from school, for I wanted her to go and order a man; I went to this bureau to get my money to lay out my money in my business; I missed a guinea; my wife was hardly got out to the street; I immediately called my wife back and asked her if she had taken a guinea out of the bureau, because I had left two; she told me there had been nobody in the place but old Molly; I asked where she was; she said, she was in the kitchen; she went immediately down stairs into the kitchen to her.

2. How happened she to be in the kitchen?—The person that she had been servant to used to give her needle work for to do; and she came to the house that morning with something that she had been doing for her; my wife went down to her and told her, we had had a loss; says she, I have lost a guinea and you have got it; says she, I will strip, I will strip; and I laid hold of her right hand and put my hand into her pocket; and she said, she had a piece of stake or pork in her right hand pocket, which she did not like her mistress to know; her mistress up stairs came down, and asked what was the matter; my mistress, said, she had stole a guinea of her's, and at the time she had her hand in her left hand pocket; my wife called out, she is putting it in her mouth; while she was putting her hand to her mouth, her mistress said, there is the guinea; and swore.

swore an oath; I clapped my hand to her mouth, put my finger and thumb in her mouth, and got her mouth more open; and her mistress saw the guinea more perfect in her mouth.

Q. Was the guinea ever found?—No.

Q. There was not any thing particular in that guinea.—No. I cannot say it was my guinea; I did not see the guinea myself in her mouth; Mrs. Butler called out, there is the guinea, why do not you take it out of her mouth.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. RECORDER.

39. MARGARET MUNSTER was indicted for feloniously stealing, on the 8th of November, one cotton bed gown, value 10d. two check aprons, value 1s. 3d. the goods of Thomas Riley.

THOMAS RILEY sworn.

On Thursday the 8th of November, about the hour of four in the afternoon, I met the prisoner coming out of the house with her apron tucked up; I asked her what business she had there, and if she was a lodger; she said, she was not; I pursued her into Oxford road, and asked her what she had there? She said, what is that to you you scoundrel; I said, I was determined I would know, because she came out of my room; and I found on her a cotton bed gown and two check aprons.

Q. They are the sort of things your wife can swear to better than you; is your wife here?—No.

Q. And did your wife say nothing about these things. You did not open the bundle, nor get the things of her till you stopped her in the street. Was the bundle opened in the presence of your wife?—My wife did not pursue her, but I did.

Q. Can you safely swear that this cotton bed gown is your wife's?—I can. I bought the stuff in Oxford-road out of a shop; and my wife made the bed gown up. One of the check aprons my wife had to wash; it belongs to a Mrs. Hatch; it was in my wife's possession to wash.

Q. You know that your wife had an apron to wash, but you cannot swear that that was the apron?—I can swear there was an apron in the possession of the prisoner, and my wife had an apron to wash, and it was milking.

JOHN LEADBETTER sworn.

I am a cordwainer; I saw this woman come out and Mr. Riley after her, follow her about fifty or sixty yards from the corner of Oxford-street, he laid hold of her and took the things out of her apron, a cotton bed gown and two check aprons, which were given to Mr. Riley's wife.

Court to Riley. Was the bed gown given back to your wife?—This was the check aprons; I have had them in my custody ever since.

Prisoner. The gentleman has accused me very wrongfully; I went up into the house to look for a person that lodged there; I came down stairs, this gentleman stopped me in the passage and asked me what I went up there for; the things laid on the bannisters of the stairs; but as to taking them from me he did not, as God almighty knows; the gentleman has sworn my life away very false.

Court to Prosecutor. On your oath did you take these things from the woman?—I did.

Court to Leadbetter. Did you see them taken from the woman?—I did.

GUILTY of stealing to the value of 10d.

Imprisoned six months and fined 1s.

Tried by the second Middlesex Jury before
Mr. RECORDER.

4c. RICHARD BROUGHTON was indicted for stealing on the 4th of November, a gelding, price 10l. the goods of Thomas Francis.

THOMAS FRANCIS *sworn.*

I am a colour-maker in Long-acre. On the 4th of November, I lost a gelding; the stable was broke open at Battle-bridge. I know the horse was there about five o'clock, Sunday evening. Battle-bridge is in the parish of St. Mary, Islington. I have a stable there and a manufactory, the stable is a distance from the manufactory. I see him again on Tuesday following, at the Police-office, in Queen-square, Westminster; where I identified him to be my property, it has a blaze face, four white legs behind, five years old, and a long tail.

Prisoner. I have the key of his stable, to take care of his horses, and drive them about.

Prosecutor. He had been a servant with me till that evening, but I met him that evening with something on his back and I discharged him. I apprehend he returned within an hour to take the horse after I had discharged him. I locked the stable door at five o'clock.

Q. When you had locked the stable door was he done in your service?—He was, he had looked after the horses in my mill; we call him a carman or labourer or both. When I locked the door the gelding was there and another horse. I kept a boy there, besides the man, and at a quarter before twelve my boy came and rung the bell, I got up and asked what was the matter; this was at my house in Long-acre.

SAMUEL CAVE *sworn.*

I am a labouring boy, I was going by my master's stable, and I saw the door open between ten and eleven, I goes in, this was on Sunday night the 4th of November, I went into the stable, and

I missed my master's horses gone, I missed them both, I went immediately to my master's house in Long-acre, and rung the bell, and told him the stable door was broke open and the horses gone; when I went back again from Long-acre, I found one in the stable again; I went back between twelve and one o'clock.

Prisoner. The boy used to sleep in the stable.—I slept along with him in a private house, I used to sleep with him at the lodging, I never slept at the stable while he was there.

Court. How came you to find the stable broke open?—I went home to my lodgings, and I halloo'd him, and I could make nobody hear, and I went to the stable to see for him, and I found the door broke open.

ADAM WOOD *sworn.*

I am an hostler to Gabriel Smith, he keeps livery-stables, hackney coaches, and one horse chaise. This horse was brought to me on the 4th of November, about half past seven, at Bristow-street, Earl-street, Blackfriars; the prisoner brought it to the gate, and called hostler, and I went to the gate, and asked whose it was, he said it belonged to Mr. Simpson, St. Paul's Church-yard, and I was to take care of him, and give him what he was to have of corn and hay; he said, he fetched him from Rumsford, and I was to let him have a gallon of beer at the public-house, and when the horse was paid for, Mr. Simpson would pay for it.

Q. What public-house?—At Mr. Henry Aston's, the Bricklayer's-arms, he asked me to let him have 3s. and I objected; I had never seen him before, I told him if Mr. Simpson gave an order for it, he should have it or more. I am sure the prisoner is the man. I took the horse to the stable, and gave him his corn. The next morning the prisoner was brought in custody by Spriggs, about half past seven in the morning, or it might be eight, I cannot say exactly.

Prisoner.

Prisoner. Did I offer him for sale to you, hostler?—No, you did not.

JOSEPH CHAMBERS *sworn.*

I am a watchman of the parish of St. Andrew's, Holborn; I saw this gelding in the stables belonging to Mr. Smith, on the 5th of November, to the best of my recollection, in the morning about eleven o'clock, or before; I did not know whose gelding it was, only by the description given by Mr. Francis.

BENJAMIN SPRIGGS *sworn.*

I am a night beadle, belonging to St. Andrew's watch-house; on the 4th of November, Sunday night, the prisoner Broughton at the bar, was brought to the watch-house, with the whip in his hand, detected with a quantity of iron; he was brought about one o'clock, Mr. Francis the prosecutor, came to the watch-house about two o'clock on Monday morning and said, that he had lost a black horse: the prisoner was locked up; the next morning we found out where the horse was in Bristol-street at one Smith's; I saw the horse, and Adam Wood said the prisoner brought him there the night before; the prisoner said that was the horse I delivered to the hostler.

Prisoner. I lodged him in some stable or other; I don't know where it was, I was in liquor.

Prosecutor. I went down to Battle-bridge, and I found one horse in my stable, and the other gone; but I never saw the prisoner till I saw him at the Police-office; I called at the watch-house of St. Andrew's, and heard that he was there, but I did not see him; I saw my gelding at Queen-square, having notice given me to attend; I am certain it was my gelding.

Court. I see there is another indictment charging the prisoner. Where these things in the stable?—They were not, they were in the factory, which is seven or eight hundred yards from the stable.

Q. Had you given him those things or given him any orders about the horse?—None at all.

Q. When this your horse was lost this man was in your service?—No, I made him lock up my two horses at five o'clock, and discharged him immediately; and I ordered him to give me the key, and told him I had no further occasion for him. I had a sufficient reason for discharging him; I met him with my property on his back carrying it away, and I made him carry it back, and put it in the stable, and locked the door, and took the key of him.

Q. Did you see any violence at the stable door?—The staple was pulled out and broke, it was fastened with a padlock.

Prisoner. He was not my employer, he had nothing to do with me, his son was my master; he gave me a key, and he had another key for himself; one of the horses had his legs swelled, and he told me to walk him about, I took him down to Fleet-market; I went for my shirt, and I got myself drinking, he had nothing to do with me.

Prosecutor. I have a son, but this man was employed by me, I hired him, and I gave my son money to pay him.

Court to Wood. What time was this horse brought to you?—About a quarter past seven on Sunday evening, the 4th of November.

Court to Francis. I think you did not see the gelding till Tuesday?—I did not.

Q. How came you not to see it till Tuesday?—I was informed where he was, and my son went to see him; I could not leave my shop.

Q. Who carried the gelding to the office?—Mr. Wood the hostler.

Court to Wood. Was that the gelding you received of the prisoner?—It was.

Court to Francis. Was it your gelding that was carried to the office?—It was.

GUILTY, Death. (Aged 24.)

Tried by the first Middlesex Jury before Mr. RECORDER.

TABITHA

41. **TABITHA LANE** was indicted for feloniously stealing, on the 7th of November, a pair of silver shoe buckles, value 11. the goods of Mary Tomlinson.

MARY TOMLINSON *sworn.*

I am a single woman; I live in Plough alley, Wapping; this woman was my servant. Between eight and nine o'clock of the morning I got up, and went down stairs, and left my shoe buckles up stairs; about two o'clock in the afternoon I called her down stairs, to go and fetch the victuals from the bake-house. This was on the 7th of November, on a Wednesday. I told Joseph Bare, if they would find her, I would make them a present of half a guinea; she was brought to me. The pawnbroker has the buckles.

RICHARD HARPER *sworn.*

I am a pawnbroker; I produce a pair of silver buckles, which I received from Mary Woodham; they were pawned the 7th of November; I cannot be positive, but I believe it was about two o'clock; I gave a duplicate with them.

MARY WOODHAM *sworn.*

I am an engine windster. The prisoner came to me, and called me down from my mother's, where I was at work, and asked me to pawn them for her; this was the same day the young woman lost them, about three o'clock, as far as I can recollect, in the afternoon. I took them to the corner of Rose lane, Prescot street, and pawned them; the prisoner waited for me till I came out; I was taken up for it; I did not know any thing of this till I was taken up.

Q. When did you give this account?
—To the man that took me.

Court to Harper. Do you know in what name they were pawned?—Mary Woodham. (Deposed to.)

Court to Prosecutrix. Had you ever seen Woodham in your house?—I never see her before I saw her before the magistrate. The prisoner lived with me a week and four days.

GUILTY. (Aged 24.)

Imprisoned six months, and fined 1s.

Tried by the Second Middlesex Jury before
Mr. RECORDER.

42. **JANE WIGGINS**, otherwise **YOUNG**, was indicted for feloniously stealing, on the 19th of November, two linen sheets, value 5s. the goods of William Davis.

ELIZABETH DAVIS *sworn.*

My husband's name is William, I lost the sheets, the 19th of November. The prisoner came in for a pint of beer, on Monday, about half past one; I went and drew the beer myself, and when I came up, she refused the beer; said she was in a hurry, but told my husband, she would have a glass at the bar, which, she said, was the same to me, and suited her; she had something in her hand, but I did not know she had robbed me, till about three o'clock, when I went up stairs, and found my bed sadly tumbled, and missed my sheets, but did not know who had robbed me, till about five, or half after four; this same woman came into my house again at just dusk, and she came from the tap-room to me, and asked me for a pint of gin hot; I went to get it, and before I could get it hardly on the fire, I heard there was somebody in my bed-room; I went to see who it was; my husband went up the first, and met her coming out of the bed-room in the club-room. Mr. Armstrong was sent for, and there was a duplicate of the sheets found

found on her; she took the sheets at noon; I believe, Mr. Armstrong has the duplicate.

Prisoner. She never saw me in the room; I asked her to step backwards, and she gave me leave; she did not ask me to go up.

MARY BURDITT *sworn.*

I am sister to Mrs. Davis. Mr. Davis keeps a public house. I missed the sheets about three o'clock. I was with her about three or four days in a week. Mrs. Davis and I missed them together, when we went up to make the bed. About five she came back to me, as I was washing my hands; about a minute or two after, I heard somebody over head; I ran up stairs, and met her coming out of the room where the sheets were lost; I then called out to my brother, and said, there was a woman up stairs; the room joins the club-room; I met her coming out of the bed-room as I entered the club-room; I then asked her, What she went up stairs for? she said, You know what I want.

Prisoner. I met her on the stairs, as she was sweeping the stairs.

John Armstrong. I was sent for to take charge of this woman. It might be five o'clock. I found on her two duplicates; (produced) one is for the 19th of November, one sheet for 1s, and the other is the 2d of November, one sheet for 5s. which does not apply to this.

JOHN TYLER *sworn.*

I am a pawn-broker, No. 11c, Houndsditch; I took in two sheets from the prisoner; I can swear to her person. On the 19th of November, I had seen her before, I gave her a duplicate (The sheets produced and deposed to.)

Prisoner. The pawnbroker knows I pawned the sheets many a time at his shop; they are my own property. The gentlewoman gave me leave to go up stairs; she was sweeping the stairs; she

called her brother, and said, she believed, I was the woman that stole the sheets.

ELIZABETH BARKER *sworn.*

This woman, the prisoner, gets her living by hard work; she is a washer-woman; I have known her several years; I have pawned these sheets several times for her.

Q. These very identical sheets?—
Yes.

Q. Where did you pawn them?—
Once at Catherine-wheel alley. I am a widow, and have eleven children.

Court to Pawnbroker. What time of the day were these pawned.—The 19th of November; I think, about three o'clock, to the best of my recollection.

Court to Mrs. Barker. When was the first time you pawned these sheets?—I pawned them about eight or ten weeks ago, with Mr. Davidson, the corner of Catherine-wheel alley; they gave me a duplicate.

Q. When was the other time?—Before that.

Q. Do you mean to insist on it, they are the same sheets?—They are the same sheets.

Court to Mrs. Davis. Were these sheets ever out of your house before?—Never, my Lord.

Prisoner. Mr. Tyler knows I have pawned them in his shop before now.

Court to Tyler. Did she ever pawn these sheets before?—Never, to my knowledge. I don't know whether it is proper to mention it to you, but this woman, (Barker,) brought me a letter from the prisoner; the purport of it was to induce me to say the sheets were pawned separate.

Court to Mrs. Barker. Did you carry this letter.—I did.

GUILTY. (Aged 40.)

Transported for seven years.

*Tried by the first Middlesex Jury, before
Mr. RECORDER.*

WILLIAM

43. WILLIAM PALMER was indicted, for that he, on the 3d of November, did make an assault on Richard Mann the younger, and with both his hands and feet feloniously and wilfully, and with malice aforethought, did divers times beat and kick the said Thomas Mann; and then and there, feloniously, wilfully, and with malice aforethought, divers times did cast, and throw him to, and against the ground, and him, the said Thomas Mann, with the hands and feet feloniously and wilfully, and with malice aforethought, in, and upon his back, breast, stomach, belly, side, and loins, gave divers mortal bruises, of which bruises he languished until the 25th of November, and then did die.

Second COUNT. He was charged on coroner's inquisition for killing and slaying.

(The case was opened by Mr. Knapp.)

SARAH HILL *sworn.*

I knew the deceased between four and five months, his name is Richard Mann. The prisoner keeps the Cock and Castle public house, Kingsland-road. On a Saturday in November, about five weeks ago, my brother-in-law, Francis Chapman, and I, and Richard Mann, came to the prisoner's house. This deceased and I stopped at the door, and Chapman went to order a pint of beer; we stopped with a jack-ass; this was between eight and nine; it was very dark. Mr. Palmer brought the beer, and put it into my hands; it was light enough to see the countenance of the prisoner and deceased by the candle in the tap room. I was close to the deceased. The prisoner came out to the door with a pint of beer; he gave it into my hands; he said to the deceased, Are you not a rascal, and a villain, and a thief? The deceased made answer, and said, No, Mr. Palmer! and

Mr. Palmer made answer, and said, You are. No, says he, I am not. I am no thief, nor yet a rascal, nor a villain. Yes, says Palmer, I can prove him a thief. Now, says he, I know you owe me a grudge for owing you 5s. and then he said, Yes, you do, you owe me 5s. The deceased made answer, and said, No, Sir, I paid you some. He said, if you say so again, I will knock you down; and then the deceased made answer, and said, Yes, I paid you some; and then he made no more to do, but Palmer knocked down the deceased immediately; I saw him, upon my word; I cannot say I see where he struck him. He got up, and said, very well, Mr. Palmer; and then he repeated his blow, and knocked him down again; I saw that; and the deceased got up, and got off from his premises, and went to Mr. Bennett's door, the next door, and there the deceased said to him, You struck me twice, now if you strike me the third time—I am off your premises—I will make you pay for it; and then Mr. Palmer said, Damn me, if I am to pay for it, I will pay for some thing; and then went, and struck him again, and then I never stirred an inch from the place where he struck him; I saw him strike him; I stopped at Mr. Palmer's door till my brother came out, and then I went away.

Mr. Gatrow. What was the deceased?—He was a bricklayer's labourer occasionally.

Q. Rather found otherwise, I believe. Be so good to recollect the language he used to Mr. Palmer.—He used none while I was there.

Q. He did not say he would beat his fat head about?—He did not while I was there.

Q. How long did you continue there, after Mr. Palmer gave him the blow?—About ten minutes.

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Q. How

Q. How long did you see him afterwards?—That day fortnight, at the Coach and Horses, at Newington.

Q. How far did he go from Mr. Palmer's door that night?—About a quarter of a mile.

Mr. Knapp. You saw him at the Coach and Horses about a fortnight after; how did he appear in health?—Very bad, indeed!

Mr. Garrow. How did he appear before?—Very well, for what I know.

Q. Do you mean to swear that?—I cannot.

FRANCIS CHAPMAN *sworn*.

I am brother-in-law to the last witness. I remember being with my sister and the deceased, at this public house, the Cock and Castle; I went there for a pint of beer; I called for the pint of porter, and was inside, and saw nothing at all of it. I saw the deceased after he was dead which was about two months after. I was in the tap-room, about seven or eight yards from the side of the door.

THOMAS BARNETT *sworn*.

I live next door to the Cock and Castle. I remember coming out of my house, on the 3d of November; it was all over when I came out; I saw the woman that sells greens; that is all I saw; I did not see the deceased at that time, nor at any time afterwards.

RICHARD MANN *sworn*.

I am the father of the deceased. I remember my son coming home on the 3d of November, (Saturday,) on Monday after he made a complaint; Mr. Penleaze attended him; I cannot say how soon he attended him; the Sunday three weeks following, I saw the body when he was dead.

Q. Had you seen the body while living?—I had on Monday morning; he

was very black on the left side, and all round his loins and flank was partly black.

PENLEASE *sworn*.

I am a surgeon; I live at Stoke Newington; I was sent for on the occasion, eight or ten days previous to his death, to attend the deceased; he then was labouring under a disagreeable fever and a bilious complaint. I treated him in the usual way; the medicines did not succeed; he died on Monday the 25th. I went down, and see that he was black on the side, and the blood was ready to burst through; a mortification had taken place; but I do not take upon me to say, he might not have died without that, but, I think, his death might be accelerated by this; I heard nothing of this before his death; if he had sent for me immediately, he might have recovered.

Court. Your opinion is, that the disorder might have occasioned his death without the blow.—He was labouring under a bilious fever.

Q. That could not happen from the blow.—It might by the disturbance of the vessels that secrete the blood.

NOT GUILTY.

*Tried by the first Middlesex Jury before
Lord LOUGHBOROUGH.*

44 RICHARD WILLIAMS, other-
wife BRADLEY, was indicted for that he, on the 18th of November, had 18 pieces of false and counterfeit milled and coined money, made after the likeness of good and lawful money of this realm, called a 6d. and three pieces of false and counterfeit money, made to the likeness of the same counterfeit pieces of money, of either of them, not being cut in pieces, then

then and there, feloniously and unlawfully did put off to Joseph Worsdale, at a lower rate and value than they were numbered for, to wit, for 5s. in monies numbered, against the form of the statute, and against the King's peace.

He was indicted in a second Count for the same offence, only varying the manner of charging.

The case was opened by Mr. Fielding.

JOSEPH WORSDALE *sworn.*

On the 17th of November, (Saturday.) about twelve o'clock, I was coming with one Luckney, a professor of the same employ, an utterer of bad money, I met the prisoner at the top of Long-lane, by Aldersgate-street, we went into a public house, called the Six Canns, in Barbican, all three, and had something to drink; then the prisoner said to me, I want to speak to you on business to-morrow, because I can put something in your way, that will be of service to you. I met him, by appointment, at the sign of the Cart and Horses, in Sutton-street, in Goswell-street, on Sunday morning, at ten o'clock; I went there first, and waited about an hour. I was sitting at that time in the tap room; when he came, I believe, he spoke first; he said, he expected two sellers that were coming with some money, who was to meet him there; they did not come; I went out of the house with him, and we went down to Long-lane, about three quarters of a mile from the place, in Sutton-street; we went to the Bell; there he shewed me some bad money in a paper, that they had brought to him; I suppose there might be 40 or 50s. most of them six-pences; he then took me up to Goswell-street, almost by the turnpike, and said, they must go through the pot again, for they have been rubbed. That parcel of money was delivered to him in the lane, in a little court that goes into the square, in Long-lane.

Q. Then you received this money of this man.—Yes.

Q. Did you go any where else with him.—I went with him to a house in Fashion-street, Spitalfields; there was a public house in a Short street, that we went in before, but the house that I bought the money at was at the Queen's head, in Fashion-street.

Q. Was there any body else there?—There was a man in a sailor's habit; I bought of him there, in that house, 18 six-pences and 3 shillings, bad money, for 5 good shillings. Mr. Croker has got it. This was on Sunday evening, about five o'clock, that I bought it; he asked 5s. for these 18 bad six-pences and 3 shillings, and I gave it him. I went and delivered them to Croker, at the Feathers, in Hart-street, Covent garden, about seven o'clock on the same evening.

Q. Had you kept this money separate?—I had wrapt it up in two or three papers, that it should not get lose in my pocket. When he was apprehended on the Tuesday following, he was then to meet me again in Church-street, in the Strand; I went there, and Croker with me and another officer, he was in the path, at first, and Croker and Davis followed a distance; he went out to the coach way, to bring a bit of comb out of the coach wheel to do them, because they were too bright what he had got.

Mr. Garraw. Mr. Worsdale do me the favour to look at these gentlemen across; where do you live?—No. 13, Charles-street, Tottenham-court-road; I have lived there ever since I came down from Little Heath turnpike, in the neighbourhood of Mims, between Brent and Hatfield.

Q. Are you the toll collector to a turnpike? Pray are you the same gentleman that we have had so many complaints about bad money at Battle-bridge?—No.

Q. i

Q. I will take down that answer.—I never staid there but three weeks in my life, and that was about four years ago.

Q. I pass through that turnpike, at least, once a week, and I recollect you. How long was it since you was dismissed from Battle-bridge turnpike?—About three or four years.

Q. For being too honest, I take it for granted?—I went from there to Isleworth.

Q. What might you be dismissed from Battle-bridge turnpike for?—Because I could not get money enough.

Q. How long did you stay at Isleworth?—Seven months.

Q. You left that, because you could not get money enough, I take it for granted?—I lost the use of two of my fingers; then I was out of employ for some time, and went to sea.

Q. How long have you been a landman again?—Pretty near a year and three quarters.

Q. Got into any other toll-gate since?—I collected the City street toll, and after that, I went down to Little Heath turnpike.

Q. Is 5s. the common price for 18 sixpences and 3s?—I don't know the common price, for some gives more and some gives less.

Q. I don't know, whether you know, you are liable to be prosecuted as well for buying as for selling. Did you ever buy any before or since?—I have, I will not deny it.

Q. Yet you cannot tell the market-price?—They differ.

Q. Pray how many are you in the course of this day to try to convict single handed?—There are two more.

Q. Pray now, Mr. Worfdale, what is the reward for this dealing?—I know not any, nor do I require any.

Q. You do it all for the good of the public?—I do, it is never too late to mend.

Q. Now, one question more. Have you not been discharged as the collector to the Sunday toll at Battle-bridge, because you was wonderous utterer of bad money?—No.

Q. No! Now, remember, Mr. Worfdale, that once a week, at least, I have taken bad six pences at that gate. Upon your oath, Has there never been a complaint against you for giving bad six-pences at the turnpike gate?—Not to my knowledge.

Q. Will you swear you never heard of such a complaint?—There might be.

Q. I would not hurry you; for the world's sake, take your own time. only tell me, on your oath?—I never heard of such a complaint.

Q. Do you mean to swear that?—If it had been made, there is not a doubt, but it would have been just.

Not GUILTY.

Tried by the first Middlesex Jury before

Baron PERRY.

45. JAMES STAINES was indicted for selling, on the 14th of November, sixteen pieces of false counterfeit money, made and coined to the likeness of a 6d. and one piece of counterfeit money, made to the likeness of a 2s. 6d. for 5s. of good money, to Joseph Worfdale.

The prosecution was declined.

Not GUILTY.

46. WILLIAM JOHNSON was indicted for feloniously stealing, on the 23d of October, 18s. 6d. the money of Daniel Burrilston.

DANIEL BURRISTON sworn.

I was on duty the 23d of October last; I am a serjeant in the guards; I went into the sutling-house at one o'clock to dinner;

ner; the prisoner at the bar came, and called me out, and said, some of the soldiers wanted me; when I came out, there were three men in company wanted 6d. each, in part of their pay; I offered one of them half a guinea, and said, if they were going to refresh themselves, they might get it changed; they hesitated; and the prisoner came up to me, and said, serjeant, if you want change, I can get you change in a minute. The prisoner was the servant of the house, on which I trusted the prisoner with the half guinea to get it changed. I returned back, and finding the boy not come to me, I enquired of the soldiers, if the boy had brought them the change, one of them answered, he had not seen him since he went out; I enquired of the master what was become of the servant, he replied, he had not seen him for half an hour; I informed his master I had entrusted him with half a guinea to get change. He did not return till the 27th of November, and I did not see him till the 21st; he came to the Horse Guards, and asked a soldier to let him sleep in the guard room a night, and a corporal of the same company I belong to, came and informed me. I had him taken up in the morning of the 28th, and he was conducted to his master, and I took him to the magistrates, and then he was committed.

Prisoner. This gentleman gave me half a guinea to get change, and it dropped out of my hand, and I was afraid to go back again.

JOHN PEARSON *sworn.*

This boy was in my service, he had been there from Sunday to Tuesday, and when he left me, he was employed to draw beer. I knew nothing of him before, he directed me to a place in Westminster, where I could get a character; I went; he had not lived there, but he had been there about eight or nine

days about the house, and appeared very industrious, and he believed he was honest; he left my house on Tuesday between two and three o'clock, I missed him all of a sudden, and presently the serjeant came to me, and enquired where the boy was; he never came back till he was brought back by the corporal on the 28th of November; I asked him what made him behave in that manner, or what made him make away with the half guinea, he said, he went to a public house, and there he saw a man like a coal-heaver, who said, to him what do you want? says he, I want change for half a guinea for the serjeant; O says he, never mind going back with the half guinea, let us stay and spend it.

Prisoner. I can get a character from where I lived five years; I have always been bred up very honestly, and I never did any thing of this sort before in my life; my father and mother live down at Newbury in Berkshire.

GUILTY. (Aged 16.)

Imprisoned six months, and fined 1s.

Tried by the first Middlesex Jury before Lord LOUGHBOROUGH.

47. FRANCIS ORANGE was indicted for feloniously stealing on the 13th of November, six hats, value 12s. the goods of John Walker.

JOHN WALKER *sworn.*

I am a dealer in hats in Oxford-street, on the 13th of last month, I lost six hats, they were taken out of my shop.

JAMES BIRD *sworn.*

I was a patrol belonging to St. Giles's in the Fields; on the 13th of November, I was going down Market-street, and I saw the prisoner at the bar coming up with a quantity of hats under his arm, I asked him what he had? he said, X

he had got some hats, and that they were his own property, I asked him where he lived? he said he would not tell me, I was taking him to the watch-house, and as I was taking him up the lane he dropped the hats, and my partner picked them up, and we took him to our watch-house, and he not giving a satisfactory account, he was brought before a magistrate and committed; and the hats advertised, and the prosecutor applied at the second hearing and claimed the hats; the watch-house-keeper has the hats.

CHARLES MORGAN *sworn:*

I produce the hats, they have been in my custody ever since the 13th of November; they are in the same state as when I first received them. (Deposed to by the prosecutor as having lost such.)

DAVID KEITH *sworn:*

I was along with my partner, as patrol; this man met us in Market-street, my partner asked him what he had got, and was taking him to the watch-house, and he dropped the hats, and I picked them up, and took them to the watch-house.

Prisoner. I am but a stranger in London, I never was in London before in my life, I asked a gentleman to shew me a way to a lodging, and he took me down three streets, and gave me the hats to hold, I had not got above five or six yards before this gentleman took hold of me, I never saw these hats before.

Jury to Prosecutor. Was six exactly the number you lost?—It was.

GUILTY. *Imprisoned one month.*

*Tried by the first Middlesex Jury before
Mr. Baron PERRY.*

48. **MARY ANN TAYLOR** was indicted for feloniously stealing on the 9th of August, six yards of thread lace,

value 15s. the goods of John Berry and William Simpson, privately in their shop.

JOHN BERRY *sworn:*

I am an haberdasher in Orchard-street, prior to the 10th of August, I lost a card of lace, how it was lost I cannot pretend to say, but I verily believe it was stolen out of my shop; on the 19th of November the prisoner at the bar brought two packets of lace in order to match them; one of these very packets I recollected to be the lace I had lost out of my shop; I asked the prisoner how she came by it? she gave a very indifferent account indeed, she said, she bought it out of a shop for less than what it had cost me; I then requested to look at the pattern of the lace, and discovered my mark.

Q. How much was in that pattern?—About three quarters of a yard; there was originally six yards of it; I had my private mark on it; I took the prisoner before a magistrate, and swore to my mark there.

Mr. Garrow. Your mark is very near the end?—It is.

Q. If any person had been indiscreet enough to match it in your shop, could they not have cut that mark off with great ease?—They certainly could have done that.

Q. How much would they have wasted?—About half an inch.

Q. So that this young woman with your mark on it brought it to your shop, I observe gentlemen, (of the Jury) you do not think it needful for me to put another question if I don't misread you.

Not GUILTY.

*Tried by the first Middlesex Jury before
Lord LOUGHBOROUGH.*

49. **ANN SMITH** was indicted for feloniously stealing on the 29th of November, one silver watch, value 11. one steel watch chain, value 2s. a metal seal, value

value 6d. two metal watch keys, value 4d. the goods of William Lander, privily from his person; and

DAVID DOGHERTY for receiving the same goods on the same day, knowing them to be stolen.

WILLIAM LANDER *sworn.*

I had been out to a supper along with some shopmates, returning home on the morning, on the 29th of November, between two and three in the morning in Holborn, I met the prisoner Ann Smith, and she tapped me over my left arm, and entered into discourse with me, I wanted to get home, and she took the watch out of my pocket, I believe, I did not feel her take it out, returning from her I clapped my hand to my pocket and missed my watch, says I, you have got my watch, says she, you are a bloody lying thief; from the time that I was with her first, and the time I missed my watch, was not above three minutes; I asked her for my watch, and she said, she had not got it, I said, if she did not give it me immediately I would give the watchman charge; accordingly I gave charge, there was no person nearer than the watchman, I gave charge to; when I gave charge, he desired her to give me the watch, she said, she would not, and used a good deal of bad language; going along there was another watchman called to his assistance, he was the prisoner Dogherty, and she said, she gave him the watch, I did not see the watch in her possession, after she had taken it from me; nor see her give it to the other man; she was searched at the watch-house, but no watch found on her; the person that searched her came out, and told the watchman there was no watch about her; this Dogherty desired he would go in again, the constable did the second time, and the third time; in the third time, she confessed she gave it to Dogherty, and Dogherty gave it to the constable of the night.

JOSEPH CHAMBERLAIN *sworn.*

I am the constable of the night; this was on the 29th of November, Ann

Smith came in half past two o'clock, I took the charge, I went and took her into the room and searched her, and found nothing at all about her; this man at the bar, says, go and search again, I went in again, when I came out again the watch was in Welch's hands, taken out of Dogherty's hat; then the watch was produced by Dogherty at last; the watchman had possession of it till I went down to Bowstreet, and then he desired the watchman Welch to give it me, I have the watch now. (Produced and deposed to.)

Court to Prosecutor. At the time the watch was taken from you did not you observe it taken out from your sob?—I did not.

Prisoner Smith. I met the young man, and he began to pull me about, I was rather disguised in liquor, but I never had the watch, and when I would not go with him up a court, he said I took his watch.

Ann Smith, GUILTY. (Aged 20.)

Imprisoned six months, and fined 1s.

David Dogherty, Not GUILTY.

Tried by the first Middlesex Jury before Mr. Baron PERRY.

50. **WILLIAM STEVENSON** was indicted for feloniously stealing on the 8th of November, six silver thimbles, value 6s. two metal gilt seals, value 2s. the goods of George Grosvenor.

GEORGE GROSVENOR *sworn.*

I live at No. 302, Holborn, I deal in hardware and jewellery, on the 8th of November, I sent William Stevenson with some goods to the West end of the town, he was bound apprentice, but I took him as a servant, he lived with me two years as an apprentice; I was very much surprised at not finding him return as I expected, when an officer from Bowstreet came, and asked me if I did not know such things; the officer's name is Thompson, he produced a watch chain,

two

two gilt seals and a key, which is not in the indictment; he was sent to Bow-street before I knew what was become of him; before this I had a very good opinion of him; I placed him over another boy, which I could not so well confide in.

— THOMSON *sworn.*

I am a constable of the parish of St. Martin's, he produced six thimbles; I found the prisoner at Mr. Hether's, pawnbroker in Long-alley; I took them from the prisoner at the pawnbroker's shop; one of Mr. Hether's servants came down to Bow-street.

— *sworn.*

I am servant to Mr. Hether the pawnbroker. On Thursday the 18th of November, the prisoner came into our shop, and offered six silver thimbles to sell between two and three o'clock; seeing them new thimbles, I carried them into my master; and I asked the prisoner when I came back again, where he got them, he said he found them; seeing them to be new thimbles my master ordered me to send for an officer, and he was taken into custody; when the officer came and he was searched, and a chain and seals were hanging at his watch pocket; the officer took all the things, but the thimbles. I have got the thimbles, they have been in my custody ever since. (The thimbles produced and deposed to.)

Prisoner. I have nothing to say, only that I found them.

GUILTY. (Aged 15.)

To be put on board a ship.

*Tried by the second Middlesex Jury before
Lord LOUGHBOROUGH.*

ST. RICHARD VINCENT and THOMAS SENNETT were indicted for feloniously stealing, on the 22d of November, an iron shovel with a wooden handle, value 2s. the goods of John Price and John Belcher.

JOHN PRICE *sworn.*

I live at Stepney; I lost an iron shovel, the property of myself and Belcher; John Price and John Belcher, it was lost the 22d of last month, I can swear to the shovel.

SOLOMON MENDOZA *sworn.*

I live at Stepney; I was in a public house, and I saw the prisoner looking towards Mr. Price's shop; and in about five minutes, I saw the prisoner go into the shop; and Sennett was his companion; I did not see Sennett go into the shop; he came out with a shovel under his right arm; says I to Newton, who was with me, he has got the shovel under his right arm, I went out and crossed towards him on my left hand, and Mr. Newton followed him on the same side he was walking; he had got about thirty yards distance from the shop, and he began to run; Newton halloed stop thief, and we ran and took him with the property underneath his arm, and he was taken to the watch-house.

Prisoner Vincent. I was walking down the road; I did not go into the shop.

JAMES NEWTON *sworn.*

I was in this same public-house, looking towards Mr. Price's shop; I saw these two young lads looking into the different houses; I kept my eye on them; they walked down to Mr. Price's shop; at last this Richard Vincent being next to the door, the other was on the right

right side of him looking through the window; presently I saw Richard Vincent go in and take the shovel; he came out, and I ran after him, and cried out stop thief; and he was stopped, till I came up; I never lost sight of him. (The shovel produced and deposed to.)

Prisoner Vincent. My Lord, I belong to the East India-Company; that day, I had been bidding my friends good by; going down the road with Sennett, I left him to make water, and I saw the shovel lay down, and I takes the shovel, and going along with it, they cry'd out stop thief; I laid the shovel down, and and they came up to me and scratched my face.

Prisoner Sennett. This person asked me to take a walk with him to Bow, as he was bidding his friends good by, I said I would go along with him, walking side by side I was stopping to make water, and I saw him with this shovel in his hand, and they all ran after him and took him; and as they came back they took me I never knew that he was going to take the shovel at all, no more than if I was unborn; I never was a minute in prison in all the world before; I worked hard for my living, from my infancy.

Richard Vincent, GUILTY. (Aged 18.)

Publicly Whipped.

Thomas Sennett, Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron PERRY.*

51. MATTHEW WELCH was indicted for feloniously stealing on the 18th of November, six halfpence, and five shillings in monies numbered, the monies of John Harman.

JOHN HARMAN *sworn.*

I went to see a friend in Drury-lane, and we had 2s. worth of brandy and water at Mr. Murphy's in Drury-lane; I never saw the prisoner before, and then they put me to bed with the prisoner; I took my clothes off, and my breeches and waistcoat, and I put them under my head; in the morning the prisoner was up, and I said to the prisoner, what are you doing with my breeches, for he had them in his hand, he said he was looking for his stockings, and he threw down my breeches, and I found all my clothes removed, which I had 5s. in my breeches pocket going to bed, and three pence of halfpence in my waistcoat pocket; I did not find it again.

2. How many people did sleep in this room, there were three beds, and people in all the beds; I had no mistrust till I got up. I told this man that I was robbed, and he said tell the landlord; I went, and the landlord said he had lost things before, stop till night; and at night the prisoner was brought in by the patrol.

Not GUILTY.

*Tried by the first Middlesex Jury before
Lord LOUGHBOROUGH.*

52. WILLIAM CLARK was indicted for feloniously stealing on the 14th of November, one leather horse bridle, value 8s. one harness, value 12d. the goods of George Steele.

GEORGE STEELE *sworn.*

I live at the stables, my mother is proprietor with me.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron PERRY.*

Thomas

53. THOMAS CLARKE was indicted for feloniously stealing, on the 17th of October, one man's velvet waistcoat, value 2s. one woman's cotton gown, value 5s. one linen sheet, value 4s. the goods of Henry Enever.

HENRY ENEVER *sworn.*

I live at Bethnall-green, a blacksmith; Thomas Clarke was a lodger to me, and I had let him the room, he slept in, in the morning after he was gone, I found the things gone out of the room; and I went in several places, up and down to look for them, and I found them at a pawnbroker's, in the name of Thomas Clarke; I missed them the 17th of October, I found them at the pawnbroker's, two or three days afterwards at one Mr. Tomkins; he did not come any more, after that time the 17th of October, I did not see him till he was taken,

— TOMKINS *sworn.*

I live at Ratcliff-high-way, I carry on the business of a pawnbroker; I never saw the prisoner in my life to my knowledge; there were some things found at my house in the name of Clarke; a woman came and enquired if there was any things pledged in the name of Thomas Clarke; but I don't know the prisoner.

Not GUILTY.

Tried by the first Middlesex Jury before

Lord LOUGHBOROUGH.

54. SAMUEL HARRIS and WILLIAM RYAN were indicted for feloniously stealing, on the 20th of November, one pair of stays, value 10s. the goods of Sarah Wootton, Spinster.

SARAH WOOTTON *sworn.*

On the 20th of November last, I left a pair of stays; I left them in a room where I live, on the table near the window.

JOHN WILKES *sworn.*

On the 20th of November, I was coming out of the Spanish Ambassadors Chapel, in George-street, Manchester-square; I met with a gentleman, and we went along, and Mr. Rogers overtook us, just as we got to Edward-street, Mr. Rogers turns back, and says, Wilkes, there is a couple of thieves there with a pair of stays; and Harris who had the stays under his arm, threw them down into the area, in Edward-street; they ran a considerable way, and then ran down Barfield-street; they drew a long knife at me, and swore you bloody bugger if you come any further, I will rip your bloody guts open. I pursued him from Edward-street, and came up to him in Barfield-street; I did not come up quite to him, he made a step back with the knife; after some little way farther, then Harris turns round to Ryan, and says damn you, why don't you do the bugger; I followed them then up into George-street, where they ran into Kendal's-mews; there Harris stooped down, and pretended to ease himself; and there they were apprehended; the stays are in court.

WILLIAM JACKSON *sworn.*

I am constable, I produce the stays, and the knife was picked up on the dunghill; and this screw driver was taken out of Ryan's pocket; the knife, and stays were given to my care at the Magistrates; Wilkes brought them.

Court to Wilkes. Of whom did you get the stays?—Of Sarah Wootton, they were brought back to her. (Deposed to.)

Sarah

Sarah Weston. They were brought back by my fellow servant, I left them in the room in Edward-street; and they were brought back to me, I had not missed them before the alarm.

Mr. Garrow. There is no one to prove they are the same, as was lost.

Court to Wilkes. Did you see them thrown into the area?—I did, I did not take them from thence; I pursued the prisoner; I went back to the house where the prosecutrix lived, and asked for the stays, and she gave them to me; and I took them to the watch-house; she said they had been brought from the next house; I saw them thrown over the area of the next house.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Baron PERRY.

55. MARTHA LLOYD was indicted for feloniously stealing, on the 3d of December, one watch in a metal case covered with shagreen, value 11. a steel watch chain, value 6d. a steel watch key, value 1d. one metal watch k-y, value 1d. the goods of John Neal.

JOHN NEAL *sworn.*

I lost a watch on the evening of the 3d of this month; I was coming from Smithfield, and as I came down Cow-cross, I met the prisoner at the bar and she told me she wanted to speak to me; I knew nothing of her person before, it was between twelve and one in the morning; I then walked on and took no notice of her; she came up again and laid hold of my arm, and insisted on speaking to me; she drew me into a court, called Colledge-court, Cow-cross, and there she began feeling about my sob to see whether I had a watch; I

thought her intentions were not right; I took the watch out of my sob into my coat pocket; she took me round her arms, and took my watch out in the scuffle, and ran away, and I ran after her, and she took into Sharp's-alley; I never lost sight of her all the way.

— CAMPBELL *sworn.*

I am a watchman, I was going my beat at half past twelve; I heard this young man call watch, accordingly I went to his assistance, and found he and this woman together, in the scuffle they tumbled down together; and he gave me charge that this woman had robbed him of his watch; accordingly I took the charge and took them to the watch-house; the watch was found close by the place where they tumbled down; a girl went out with a lanthorn and picked it up; I did not see it till I saw it in the officer's hands the next morning. The girl is not present, she is in the country.

Court to Neal. Was you present when your watch was found?—Yes, I am sure it did not tumble out of my pocket; I was quite sober.

— WILLIS *sworn.*

I am a watchman; I heard this man call out watch, and I went to his assistance; and he told me the prisoner at the bar had picked his pocket of his watch; we took her to the watch-house, and she was searched, and the watch was not found.

Q. Do you know how the watch was found?—No more than I heard that a young woman, Mrs. Spencer's maid, found it and brought it to the constable.

Not GUILTY.

Tried by the first Middlesex Jury before

Jud. LONDONBOROUGH.

FRAN.

56. FRANCIS MORRIS was indicted for feloniously stealing, on the 8th of December, two pair of leather pumps, value 6s. a pair of leather shoes, value 7s. the goods of James Ferguson.

JAMES FERGUSON *sworn.*

I live at No. 27, Russel-court, Covent-garden; I am a shoe maker; I lost three pair of shoes, two pair of ladies and one pair of gentlemens. On Saturday evening, the 8th of December, about nine o'clock, this Francis Morris came into my shop, and agreed with me for three pair of shoes; I tied them up in the apron, and sent the boy out with them; him and I had agreed about the price, but he did not pay me; I had never seen him before in my life, he was to go along with the boy.

JOHN GREENHILL *sworn.*

I am between sixteen or seventeen; I am apprentice to Mr. Ferguson; I was sent out, on the 8th of last month, with the prisoner, with the shoes; I was going along he asked me whether I was an apprentice or a boy to my master; I said, I was an apprentice; then when he came to the chandler's shop, he said, are the shoes for buckles, or for ties, for I want them for buckles; and then he opened the bundle and looked at them; this was in Exeter-street; he tied them up again, and I asked him for them; no, no, says he, I can carry them if it is not too much trouble; then he went along Denmark-court, turns down to his left hand, and then turns again and says, I have gone past the house, it is a door or two further; then when he turned the corner again, he set off running; I hallooed out after him, and he went down to Exeter-change; I had not lost sight of him till the crowd got round him; then he came along to my master's with a watchman; he throwed the shoes away; he had not them on him; they were

thrown into a gentleman's passage and he brought them to us; they are the same shoes I carried with the man, they had been in the shop a good bit before. (Deposed to by the prosecutor having made them all himself.)

The prisoner called one witness to his character.

GUILTY. (Aged 21.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Baron PERRY.*

57. JOHN YOUNG and WILLIAM DAVIS were indicted for feloniously stealing, on the 2d of December, five pieces of wood called log-wood, value 1l. the goods of Frederick Rash.

A second COUNT on the same charge laying it to be the property of George Springle.

THOMAS PEATE *sworn.*

I am one of the trinity officers; on Sunday morning the 2d of December, between five and six, I was coming from Rotherhithe in a boat, and I saw the two prisoners, Davis and Young, in a boat coming down the river; I was going up; perceiving the boat very deep in the water, I ordered the waterman to row towards them; accordingly they rowed directly over for the other shore to Wapping; I am sure they observed me; we then came very near to them, and before we could board the boat, the prisoner Young jumped over-board, and says, you bugger now catch me if you can; he endeavoured then to swim towards the other shore, towards Rotherhithe-stairs; we then came close to the boat and perceiving it to be loaded with log-wood; Davis would have jumped over-board likewise, but the waterman caught him by the coat, and called him by his name; he attempted to

to jump, and got up on purpose to do it; and I told him, I would shoot him if he did; we then rowed immediately after Young to pick him up out of the water, and told him to swim to the boat, or I would blow his brains out; he swam to the boat and got hold of the stern; we then took him into the boat and then we rowed after Davis who had got the property in the boat; we overtook him; we then took both of them together over to Shadwell watch-house, and there they remained till Monday morning, when they had a hearing before the justice. There was thirteen pieces of log-wood in the boat; I took it to Shadwell, and by order of the justice put it into a warehouse, where it was locked up; some of them weigh about an hundred weight a piece; we have got two pieces here, we marked it so as to know it again; on one piece we put the broad R, with a knife.

Prisoner Young. Before they took this load from us, they had got another skiff load of wood which they took from two men.—We had not, we had nothing but my blunderbuss and cutlas; our business is to go up and down the river to keep peace and quietness.

Prisoner Davis. I never attempted to jump over-board.—He did attempt to jump over the boat's head.

WILLIAM MAXWELL *sworn.*

I was rowing the officer up, as we were rowing up, they were coming down; as soon as they saw our boat coming they shot over towards the other side of the water; both of them pulling toward Wapping; by that I rowed my boat after them; as soon as I got our boat up to them, Young jumped over-board out of the boat; then we came to the boat and this Davis gets up and I caught hold of him by the back of his breeches, and pulled him back, and the officer said, if you don't let him go, I will blow your brains out; he pointed a pistol; then seeing this young man in the water,

I said, let us shove and pick him up, we left Davis sitting in the middle of the boat, in the middle of the river, with only one skull in the boat; and then we went and picked up this Young; he refused to be picked up by us; at last I stepped after him with my boat and took him up, and Davis attempted to get the boat to some stairs; I cried out, stop thief; he got it under a wharf that he could not get out the boat. There was about thirteen or fourteen pieces of log-wood in the boat, which were put up in a warehouse by the justice's order; there is one piece which I scratched with a knife which I can swear to.

Prisoner Young. When they took me and the boat away they said, we have took a boat not half an hour ago, loaded with this kind of wood.—There was none at all in our boat.

Prisoner Davis. I never got up to escape.—He did, I took hold of his breeches and called him by his name; I knew him very well.

Q. I had no breeches on.—I don't know whether it was breeches or trousers, I took hold of him.

— *sworn.*

I am Clerk to Mr. Springle, he lives near East lane, Rotherhithe, he lives where the yard is; on Saturday the 2d of December, a neighbour of Mr. Springle's called upon him; and on Monday morning I observed there was a vacancy in the middle of the pile; I observed the surface of the pile was even on Saturday night; I went on Monday to see if I could hear any thing of it; I could hear nothing of it; on Tuesday a person called on me and said it was somewhere at Shadwell; I went on the second hearing to Shadwell, on Thursday following after the 2d of December, and I saw the property in the warehouse, it was shewn me by Peate and Maxwell; I knew it to be Mr. Springle's by the size of it, it has lain seven years in the wharf; there are some pieces

pieces weigh three quarters of an hundred. I verily believe they belong to Mr. Springle.

Q. Who is Mr. Raff?—He is a Dutch Merchant.

Q. Mr. Springle does transactions for him.—He has a commission for the care of these things.

ROBERT SEYMOUR *sworn.*

I am foreman to the yard where the wood was stole; on Sunday the 2d of December I missed it; I saw it on Saturday evening when I locked the yard up.

Q. Is the wharf open to boats if the tide is up?—There is no fare through in the night; the wharf this time of the year is opened about eight o'clock in the morning and shut again at five in the evening; it is intirely enclosed from the water-side.

Q. Could people easily get at this timber?—They might get over the fence, and then they might easily hand it over.

Q. How many pieces did you miss?—It is impossible for any body to form any idea of the particular quantity of pieces.

Q. Where did you see the log-wood afterwards?—Maxwell and Peate came to me and informed me they had stopped some log-wood, and Maxwell shewed me the log-wood in the warehouse; I knew the log-wood; I can swear to five pieces positively; I was taking them in seven years ago, and I particularly put them by, they are not to be matched in any yard in England, and one was the outside piece of the parcel and was the longest of the five, the other two were rather shorter, and the two following were shorter still.

Q. Why were they kept so long?—By the order of Mr. Springle in case he should want to oblige any merchant abroad; he never sells any in England. (Produces and deposes to the outside pieces.) I dare say I have moved it twenty times; I know the prisoners; I know their parents, and I only want to be honest and just.

Prisoner Young. Last Sunday I awaked and got up, and was going down to Billingsgate to get some fish, going across the water from Pickle-herring-stairs, I saw this boat adrift; I had this young man with me; I says to him, there is a boat adrift; never mind the boat, says he; says I, I don't like the boat to go to pieces; I tied my own boat and was going down to Fountain-stairs; just before I came to Fountain-stairs these men rowed out of the craft, bring too, says he, or I will blow your brains out; he came right in to us; I made over to shore, and they came after me, and told me, if I did not come in they would blow my brains out; then they took Davis at Cherry-garden-stairs. I have been at sea seven years, and then I came home and bound myself apprentice to a waterman, but I did not serve long, but was going to sea again; I have got a ship now.

Prisoner Davis. This here man Young, called me up about five o'clock in the morning to go to Billingsgate and get some fish; he sees this boat adrift, accordingly we rowed towards her, he jumped in and sees the man's name on the boat, and accordingly says, I know partly the man and where his stairs are, accordingly he towed his own boat ashore and made her fast, and was going down towards Fountain-stairs with the boat, but this man attacked us and fixed a blunderbuss, he jumped over-board and took one of the skulls; I was drove athwart the ships, and to save the boat from being sunk, I pulled in towards Cherry-garden-stairs, and then I set myself down to wait till they came to me, when they told me to come into their boat which I did.

The prisoners each called one witness to their characters.

Both GUILTY.

Transported for seven years.

Tried by the first Middlesex Jury before.

Mr. RECORDER.

EDWARD

58. EDWARD HATRED and HENRY JONES were indicted for feloniously stealing, on the 6th of November, one bushel of coals, value 1s. the goods of William Stone and Thomas Lawrence.

THOMAS LAWRENCE *sworn.*

I have a partner, William Stone, we are coal merchants; we lost some coals on Tuesday the 6th of November, they were taken out of a barge.

THOMAS RODBARD *sworn.*

On the 6th of November, my lad came to me and said, that some men were stealing some coals; I went out and saw the two prisoners with each of them a coal sack on their back; I took them from them, from little Trigg-stairs, upper Thames-street; they were coming up, I stopped them; I asked them where they got the coals, they said they were sweepings; I examined one bag, and they were round coals and not sweepings; that was Hatred's; I gave charge of them to the constable, Joseph Tucker.

Prisoner Jones. I wish to know whether Mr. Rodbard asked me whether they were sweepings?—No, I did not ask you.

—— MARSHALL *sworn.*

I live along with my mother, she keeps a chandler's shop; I went down to Mr. Rodbard's necessary, and I saw two men come down, and they went on the top of the craft; and the big one began, and pulled a sack from underneath his waistcoat, and the little one afterwards, and began to take the round coals, and fill them; I saw them, I went up stairs and called Mr. Rodbard.

Q. Did you see them come away with the coals?—I did.

Q. Did they seem to have any thing in their sacks?—They had.

Prisoner Jones. I was on the craft, and he was on the shore; I ask him if he saw any coals filled in my bag?—I did see him, he began first.

JOSEPH TUCKER *sworn.*

I am an officer, Mr. Rodbard gave me charge of them, as I was coming along, they had two bags of coals; I am sure they had each coals; they were no sweepings at all.

Court to Marshall. Do you know whose craft it was?—It was Mr. Stone's craft, there were many craft lying together; some were Mr. Rodbard's, and some were Mr. Stone's. (The coals shewn to the jury.)

Jury. How do you know my man that these were Mr. Stone's?—I know the barges, and I shewed Mr. Stone the barge from whence it was taken, and he said it was his; and I knew it was Mr. Stone's by the number.

Mr. Lawrence. We sent a barge with coals to Trigg-stairs, and that barge and coals was our property. I was not on the stairs at the time; I saw them the next morning after they were taken.

Q. Did Marshall ever point out to you the barge, from whence they were taken?—He did, and that was our barge.

Prisoner Hatred. I heaved out the coals, from a West-country-barge; and they gave me 1s. and the sweepings out; I don't rightly know whose barge it was; I heaved five chaldrons out, Jones was heaving the head room out, and I was heaving at the stern room; accordingly I came ashore with my coals; and Mr. Rodbard stopped me, and I was taken before

fore the Alderman; I told them that they were sweepings; when I got up I lifted them on the full piles, and then I suppose the boy saw me take them down: I begged very hard of Mr. Rodbard, that he would not send me to the Compter; I never was in the Compter before, nor in any place of confinement; it was a strange place to me, and I was afraid of going to such a place; I have got a poor old mother at home, who entirely depends on my maintaining her. Mr. Tucker came to me and said, this boy was to have 10l. from the Coal-exchange.

Tucker. There is not a word of that true.

Prisoner Jones. The constable came up to the Compter, and said, that he dare say I should be transported; for the boy would have 10l. and he dare say the boy would say any thing.

Court to Tucker. Do you know there is any reward in this case?—Yes, I knew nothing about it, till three days afterwards, I heard that there was a reward of 5l. from the Coal-exchange.

Edward Hatred GUILTY. (Aged 15.)

Henry Jones GUILTY. (Aged 25.)

Six months imprisonment,

And publicly whipped.

Tried by the London Jury before

Mr. RECORDER.

52. ELIZABETH RIMES was indicted for feloniously selling eleven pieces of counterfeit monies, made to the likeness of a good shilling; the same being uncut; to James Workdale, for 5s. of good monies.

JOHN STIRLING was indicted for counselling, aiding, abetting, and pro-

curing the said Elizabeth Rimes, to commit the said felony.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

60. JOHN COUSINS was indicted for feloniously stealing, on the 16th of December, sixteen earthen ware dishes, value 20s. The goods of William Davis.

WILLIAM DAVIS *sworn.*

I keep an earthen ware warehouse, and likewise a stand in Fleet-market; on the 6th of December, between the hours of five and six, I heard my man call out to me very loud; and I went to his assistance, and he had got the prisoner, with the sixteen dishes, and had secured him; I missed them immediately as I went out, off the board.

Prisoner. He is swearing false against me, as God is true; at Guildhall he swore that he took me with the dishes.—I did not.

Q. Did not you say you would hang me, or transport me?—No, I mentioned no such word.

JOSEPH CARDOZZI *sworn.*

I am a servant to this gentleman, Mr. Davis; that young man had been watching me half an hour about the stall. I am of Italy, he watched me, I was in the stall; I thought in my head that Gentleman wants to steal something; afterwards I see him take sixteen dishes, and away he went; they were standing on the board, he took them off the board, and then ran away, and I followed, just where you cross the market to the bridge, I followed, but did not lose sight

fight of him; he put down the dishes in the open bridge, on the corner of the market; the Gentleman crossed the road, and I collared him, I took the dishes myself, and carried them back to the shop; and master did hold the man the mean time; these are the same dishes, they are my master's property.

Jury. How far from your stall did he put down the dishes?—About six or seven yards, more or less, I did not measure it at all.

Prisoner. When he took hold of me at first, I had no more than I have at present in my hands, he came behind me and said it was a thief; there might be a dozen people about me. (The dishes deposed to.)

Prisoner. I was going down the market to get a basket to go to Billingsgate, to earn a shilling please God; going down, and by the side of the market; he rushed from the middle of the market by Mr. Davis's stall, he seized hold of me, and tore my coat; he said I was a thief; and talked master, master; and he dragged me the same as I am now; Mr. Davis says ay you are an old porter, ay you villain, I will make an example of you, if it lays in my power; I will either hang you or transport you.

GUILTY. (Aged 42.)

Six months imprisonment and publicly whipped.

Tried by the London Jury before

Mr. Recorder.

61. THOMAS LUMLEY was indicted for feloniously and burglariously breaking and entering the dwelling house of William Withers, about the

hour of five in the night; of the 26th of November, and burglariously and feloniously stealing therein, thirty-three yards of lincen cloth, called Hessian, value 11, the goods of the said William Withers.

WILLIAM WITHERS sworn.

I live in Cannon-street, all I know of this affair is, that it is my property.

WILLIAM JONES sworn.

On Friday night the 23d we lost a piece of cotton out of the shop, on Monday night we waited about some time to see if any body would come into the shop as usual, and this same Thomas Lumley came in, went back, and in a very short time he came back again, and comes on the threshold of the door; this was between five and six o'clock, in Mr. Withers's shop; with that he returned short again; and in a very short space of time he came back again; and he comes boldly in again, and went to the far end of the shop, and took this Hessian, in the view of the apprentice and me; when he got nearly off the threshold of the door; I jumped up and collared him, and secured him, and sent for a constable; he dropped the cloth when I took hold of him, in the shop.

ROBERT CULVERWELL sworn.

On Monday the 26th of November, the prisoner came in twice, and went out again, and the third time he came in again, and took the piece of Hessian out of the shop, he was going out at the door when the porter took him; he was concealed for that purpose; I saw him take it off from the board.

Prisoner. I had been to St. Paul's church-yard to see a Captain belonging to an East-Indiaman, and I wanted to

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ask my way to London-bridge, I went into this shop, and the man jumped up and said, I was the man that robbed his master two or three nights before; I was taken up; the next day I was committed; the prosecutor came and said if I would give him intelligence of the property he had lost before, he would give me a note of hand, not to prosecute me for this fact; if I did not he said he would indict me capitally. I have been all my life in the Merchants service, and his Majesty's; and I hope your lordship, and gentlemen of the jury will shew me some small mercy.

GUILTY of stealing, but not of the burglary. (Aged 23.)

Six months imprisonment and publicly whipped.

Tried by the London Jury before

Mr. RECORDER.

62. **GEORGE DAWSON** was indicted for burglariously and feloniously breaking and entering the dwelling house of George Lewis LeConte, about the hour of five in the night, on the 9th of December, and burglariously and feloniously stealing therein a mahogany knife case, value 14s. twelve silver handle knives, value 20s. twelve silver handle forks, value 10s. twelve silver handle dessert knives, value 6s. the goods of the said George Lewis Conte.

LEWIS CONTE *sworn.*

I live in London-street, Fenchurch-street; on the 9th of this month, I set a watch in consequence of losing things before: about two minutes after five I heard the window thrown up, and I

heard a bustle, when I came in, the man had got my servant on the ground; I had the watch in a corner of the room, with the screen before him, so that he could not see him in the corner of the parlour, the window was left down but not fastened; I was outside the door, and I waited till I heard a bustle, about four or five minutes from the time I heard the window thrown open, he jumped over the iron rails three or four times, and in five minutes he was apprehended, before he could carry off any thing; he came into the window, and went across the room to the side board, and my servant went behind him; and tucked up his heels; and when I went in, he was struggling with my servant; I went in, and I got somebody to stay with my servant, and I went for the constable, he came and he was apprehended; the side board was in the parlour of which he threw up the window. This was property attempted to be stole, but he was prevented from carrying them off; there was in the knife case the several knives and forks in the indictment; they were still on the side board; any person might have easy access to the room by throwing up the window, the window was open when I came in.

BARTHOLEMEW BATEMAN

sworn.

I am a servant to Mr. Conte, I was set to watch, I was behind the screen, my master was in the passage on the other door; and the prisoner came and throwed up the sash, then he got over the rails again and went away; and then he came again, and opened the blinds and in about a minute and a half or two minutes, he came into the room, I am sure it was the prisoner and he went straight across the room

room and had got the knife box in his hand, I took him before he lift it high enough to turn round about over the glasses, I seized him instantly, he had it not high enough to get it over the glasses that stood before it, when I seized him that fell down, there was a scuffle and my master came in, and he was apprehended.

THOMAS SPILLER *sworn.*

Mr. Conte came to my house last Sunday evening between five and six o'clock, and when I came there, I found the prisoner on his back in the parlour; I searched him, and found in his pocket an old knife and 2s. I took him to the Compter.

Prisoner. On Sunday morning about eight o'clock, there was two men that belonged to the East-India Company's ship Brunswick, came to my house and called me out to take a walk with them; we went to Clerkenwell, coming through London street, this window was up, they threw my hat in and I went to get my hat, and they came and laid hold of me.

Court to Baseman. I think you say, that the prisoner threw open the window and looked into the room once or twice, before he came into the room. — He came back first and throwed up the sash, and went away, then he came back a second time and opened the blinds, and then he went again.

Q. Was it possible for you to distinguish the features of a man, to know he was the same man? — I could, he jumped over, and there was two outside to help him.

Q. Was there any hat thrown in? — There was no hat but what was on his head.

The prisoner called one witness who gave him a good character.

Not GUILTY.

Tried by the London Jury before
Mr. Baron PARRY.

63. HENRY HYAMS, EDWARD ROBERTS and MOSES ABRAHAM were indicted for feloniously stealing on the 31st of October 364-pound weight of sugar, value 9l. the goods of Gearod Wilkins, and

JOHN JONES was indicted for feloniously receiving the same knowing it to be stolen.

(The case was opened by Mr. Garrow.)

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Baron PARRY.

64. THOMAS RADLEY was indicted for feloniously stealing on the 3d of November, a tenant saw, value 6s. the goods of Thomas Johnson; and one tenant saw, value 6s. the goods of John Laird.

THOMAS JOHNSON *sworn.*
I was at work for my master on two of the new buildings in Portland-road, the 31 of November last, along with the other three of my master's men, carpenters of the same line of business with myself, we left the building to go to dinner, and returned at one, I went up into the garret where I was at work before, and there I missed my jack, I immediately made a search, and I found my tenant saw was gone likewise, in a few minutes after John Lane told me, each of them had lost one of their saws at the same time, he ordered us to go and make search at the pawnbroker's, as fast as we could; John Lane and John Claxton found them at a pawnbroker's shop, the prisoner was carried before a justice in Marlborough-street, where my tenant saw was produced and I swore to it. Matthew Swift the constable has kept it ever since.

Matthew

MATTHEW SWIFT *sworn.*

I produce a saw, I received it of David Lloyd, it has been in custody ever since.

DAVID LLOYD *sworn.*

I am a pawnbroker. This saw now produced, the prisoner at the bar offered me for 3s. I offered 2s. 6d. Claxton came in immediately, and asked me if I had taken in any saw; I told him no, but said here are two saws, Claxton owned one, I asked the prisoner if they were his own, he said they were and he was a carpenter; I am sure it was the prisoner; the saws have not been in my possession since.

JOHN CLAXTON *sworn.*

Where those the saws you saw at the pawnbroker's?—They are; I told him they belonged to me and the other man that was with me, John Lane; I was employed to go in quest of these saws.

2. Was the prisoner at the bar a man that worked in the house with you?—No, I never saw him before.

Prisoner. They could not swear to their saws when they came before the justice; the justice took and wrote each of their names on the saws, then they said they could swear to them when they came before your lordship.—We all swore to our property at Malborough-street office before the justice; we had not the least doubt but they were our saws.

Prisoner. I came out of the country three weeks, a fortnight of the time I worked at Uxbridge for one Mr. Brown; the people at Uxbridge informed me if I came to London I should get better work and wages; accordingly I came to town on Friday, on Saturday I went up and sought after work, I went to Oxford-road and got my dinner; I went to the public house, and sat myself down and called for a pint of porter; there were two well dressed men with two tenant saws on the table, I asked them where I could get a job of work, they asked me

if I was a stranger to London, I said I was, they said, I was welcome to go with them, and seek after work if I liked it, accordingly we went down into Holborn, I think they call it so, and we went into a master carpenter's yard, on the right hand side, and asked for work, he said, he did not want any hands at present, we came out, I asked them if they would drink, they thanked me they would, we had two pints of beer, we came out again, and went down several little streets, and they said, young man, as you are so civil to treat us with this beer, they said, if I would pawn these two saws, they would return it, I asked them what pawning was, they told me if I went in, and asked them to lend me 2s. 6d. on them saws, they would do it; so I went, and when I was there two gentlemen came in and stopped me, the men said at first, that they would stop till I had pawned the tools at the corner of the street, whilst I was in the pawnbroker's shop, these men came in and stopped me, there was a great number of people about the door, when I came to the justice, they said, they could not positively swear, and then they got the constable to mark them.

GUILTY. (Aged 22.)

Imprisoned six months, and fined 1s.

Tried by the first Middlesex Jury before

Mr. Baron PERRIN.

65. **THOMAS CARVIN** was indicted for feloniously stealing on the 28th of March, a deal box, value 6d. 5.854. pistres, value 200l. the goods, chattels and monies of John Busher. (The case was opened by Mr. Garrow.)

JOHN BUSER *sworn.*

I am a waterman and lighterman, the prisoner was in my service; I brought the box in question, it was delivered to me at twelve o'clock at noon day, Wednesday

Wednesday the 28th of March; I received it of captain Richard Wilson with a number of other articles, he delivered it to me at his own lodgings, about two hundred yards from my boat, which was at Wapping-stairs; I put several things particularly this box in my boat myself; I gave the prisoner a particular charge of the box of money, to carry it on board the *Minerva*, captain Wilson; he had been on board attending the same ship some weeks carrying stores, the *Minerva* was at that time bound for Madeira, laying somewhere about the Dog and Duck, nobody was to go but himself; I never saw him till the day after; I heard that the box was not delivered first; sometime in the month of June I was informed by Messrs. Strahan and Co.

Mr. Knowlys. How long had this man lived with you?—About since the month of October, or November, before the March these things were lost.

Q. You had always found him an honest man?—Yes.

Q. Have you a partner in this line of business?—Not in this business.

Q. What part of the business is that?—In the anchor boats.

Q. This man works with you occasionally?—He has been constant since the latter end of June, but before that he has not been above sometimes two days a week or three days or so; but when he was out of my employ it was his own fault. I paid him 3s. a day as long as he worked.

Q. How long was it before the *Minerva* sailed after the 28th of March?—She proceeded immediately, she left the river about the 29th or 30th.

Q. You heard nothing of the loss of this till June, and then I believe you took a search warrant to search the prisoner's lodging?—I did.

Q. You found nothing there?—I did not; I took him before Justice Staples, where he was discharged.

Q. I believe that from June to a very little time ago he continued in your service?—He did.

Q. I believe you told him that you had heard something more about this box, and you expected he would attend before Justice Staples again?—No, he was taken before Mr. Staples; I had no suspicion till he came before an attorney, and I found that he could not clear up his point.

Q. Have you ever said, that you thought the prisoner was innocent?—No.

Q. It is customary for you to have receipts?—No, it is not.

Captain RICHARD WILSON sworn.

I was the captain of the *Minerva*; I delivered on the 28th of March, the box in question to Busher, I have known him four or five years; I did not discover the box was not on board till I was half way on my passage to Madeira, about three weeks after I left the river, it contained 5,854 piastres and a broken one; they were in a wooden box.

Mr. Knowlys. Where did you come on board?—At Gravesend.

Q. You had not been told that there was a box brought under the stern at Gravesend, which he said wanted some repairs, and then took it back?—I never received it at Gravesend; I did not ask for it there.

Mr. Garrow. When you did ask, was you so told?—I was.

Mr. Knowlys. You never heard any thing of that sort while you was in the river?—Never.

Q. This I take it was one of the most valuable part of your cargo?—It was.

Q. Did the rest of the boxes contain money?—No, it was the valuablest one and smallest one of the cargo.

Q. The cargo was known to them on board?—It was certainly.

Q. That box was not unknown to the people?—The people did not know any such a thing was coming on board the vessel.

B b

Q. If

Q. If it had got on board it would have been known from the weight, to have contained money?—Most certainly it would.

Q. I take it you was a good deal surprised that you had not been told of that before; you was a good deal surprised that your crew had been so negligent?—They did not know the box was to go on board the ship; they told me a box was along side; I asked myself about it.

Q. You thought it strange they did not tell you of this before?—No, I did not think it was strange, because they did not know it was coming on board, they had seen a small box, but when they were told it was to go back for alterations, I did not think any thing of them about the box.

Q. Was Galloway your mate?—He is, he has been with me five years.

Q. Is he a man of good character?—He is.

— So is this man.

WILLIAM GALLOWAY *sworn.*

I have been mate of the ship ever since she was built; I was on board her to take in her stores, on the 28th of March, on her last outward bound voyage. The prisoner came under the stern, about twelve o'clock at mid-day; the tide had raised the ship fifty or sixty feet, and he hailed and told us he had something for us, but he was going down the river further and he would call when the tide served to come nearer the vessel; he went away at that time down the river, and he came when the water was lower, along side, about three in the afternoon; on his coming along I asked him if he had any thing heavy in his boat; he said, there was nothing heavy in the boat, but one box which was going back, (pointing at it,) and there was some alterations he believed to be made in it, and he believed he was coming down with it in the afternoon; immediately I ordered William Goodall an appren-

tice of the vessel, to haul up the other things; the prisoner rowed away with one box in the boat; before we arrived at Madeira the captain made enquiry about the box, and I told him what had passed; I can swear the prisoner did not put on board that day any heavy box.

Court. When did the captain enquire?—Sometime before he got to Madeira.

Mr. Knowlys. How many things did he bring in this boat?—I cannot tell the number of things, there were several things for the ship, that this man brought.

Q. How many boxes?—Only one, the letter box.

Q. And he pointed particularly to another box?—He did.

Q. He told you that that wanted some repairs and alterations and he believed he should be down in the afternoon, signifying there were more things coming down for your ship?—So I understood him.

Q. That you are quite sure of?—So I thought.

Q. How long after this was it the captain came on board?—He came on board at Gravesend.

Q. You told him you expected some more things would have come on board, but they went back for alterations?—No, I did not.

Q. Why you was a good deal disappointed, was not you?—No, being so full of business we did not think about it.

Q. Was this the last package?—It was that came in a wherry; there was another man came down, but with no packages.

Q. You was a good deal surprised he did not keep his word?—I was so.

Q. And yet you did not tell the captain?—I did not.

Q. Was you ever on shore after?—Never.

Mr. Garrow. So that if you had stole the piastres yourself you must have eat them.

WILLIAM

WILLIAM GOODALL *sworn.*

I am 'prentice on board the *Minerva*, when she went her last outward bound voyage; I know the prisoner Thomas Carvin; he came to the side of the vessel while she lay on the ground at limehouse-reach; I hauled up some goods and there was one box left in the boat, after he had hauled up every thing except this box, I threw down the rope again for this box, he told me it was not coming up, he was to take it back to have some alterations to it, and he went away from the ship up Limehouse-reach; I am positively certain that the box was not put on board; the captain made an enquiry before he got to Madeira; I told him what passed.

Q. Was you ever on board again before the ship sailed?—I have been in her two years and seven months.

Mr. Knowlys. You expected the prisoner to return according to what he said?—I did not hear him say that.

Q. All the hands were on deck?—There was none but me and the mate.

Q. They were within sight of the boat, if they had directed their sight that way?—They might if they looked over the side.

Q. He said this box was to have alterations made in it?—He said nothing to me about that.

Q. As the box was to have alterations in it you expected him to return?—I never thought any thing about it.

Q. Did you think it was to return or not?—I never thought any thing about it, I was about other work.

Q. Was you on shore afterwards?—No.

Q. My friend I ask you whether if you had not been on shore yourself, you might not easily have had any thing conveyed on shore by other people?

Mr. Garrow. Did you in point of fact steal it and give it away?

Mr. Knowlys. What time was this that this man came to the ship in the boat?—

As nigh as I can recollect, between two and three in the afternoon.

HUGH HOUGHTON *sworn.*

I am Clerk to Messrs. Cheap and Luffman, who were the merchants who sent the piastres; I nailed the box and sealed it, and delivered it to a porter.

RICHARD ROGERS *sworn.*

I am a waterman; I know the prisoner at the bar; I saw him in the river, in the month of March; I went down to Deptford with a fare, rowing up again I met Carvin in Limehouse-reach; I asked him where he was going; he said, he was going on board the *Euretta*, and mentioned something about a box of cash.

AARON SWAIN *sworn.*

I am partner to the prosecutor in the anchor boat business; I have known the prisoner ever since he was a fellow 'prentice, he has worked for me ever since June constant; he always bore the character of an honest man.

The prisoner also called seven other witnesses who gave him an excellent character.

GUILTY.

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

70. **JEREMIAH CLARKE** was indicted for making an assault on the King's highway, on Elizabeth, the wife of James Fentum, on the 14th of December, putting her in fear, and feloniously taking from her person, and against her will, a silk counterpane, value 3l. and a linen handkerchief, value 12d. the goods of Samuel Warner.

The

(The Case was opened by Mr. Garrow.)

ELIZABETH FENTUM *sworn.*

My husband's name is James Fentum; he is a clock-maker. Catharine Warner is my sister.—She married my own brother.

On Friday the 14th of December, about half after seven, as near as I can recollect, we had been to Warner-street, to which place my sister had been to dispose of the counterpane. Warner-street is somewhere on Clerkenwell-green. We were returning from Warner-street to my house, Brackley-street, Golden-lane. — The first thing was, that my sister stopped to tie up her garter.—On which there were two bad women and a young man with them passed, that made a very bad expression. — I did not notice them, any otherwise than that, I observed a man with them. I came to the corner of Sutton-street, which turns about the post. I perceived the young fellow to pass me very swiftly by, going in the same direction with me, I noticed him to have a blue jacket and a round-hat. — Then I was saying to my sister, that I knew Mr. Cannon, that kept the Bunch of Grapes; and while I was speaking to my sister, he passed quickly between me and the window, and looked in my face. I believe it is the same man that passed me twice before.

Q. Then he must have turned?—I did not observe that, but I observed that he was the same person, as I believe, but I am not certain it is the prisoner who passed me. There was a person passing while my sister was tying up her garters; and another while I was speaking to my sister at the Bunch of Grapes window, that person, I believe to have been the prisoner; but the person that passed me afterwards I am sure was the prisoner. He was dressed in a blue jacket, round hat, and a striped waistcoat. After he had passed me, he struck cross-wise, and came and caught hold of my bundle. I had

just got across to the Charter-house-wall then. I did not observe him at me, till he seized my bundle. I was following my sister. I had cross, going to the place where I lodged. This was at the corner of Wilderneck-row.

Jury. Which end of Wilderneck-row? — In Goswell-street.—There was nothing passed; but he gave me a sudden twitch; and there came behind a lad of fourteen or fifteen years of age, and he also caught hold of my bundle. — Then the prisoner aimed to hit me, and he missed my head and hit my shoulder with a stick.—From that he raised his hand again; and I looked at him, and said, will you strike me, you villain? At which the blow hit me on the bonnet, just over my eye, and knocked me to the ground. It was a violent blow—it stunned me. I was certain it was the prisoner as soon as I saw him. The first thing that I observed, after I was sensible, was that I was dragged along by this person and another, on the ground, by my bundle.—I was dragged very near from the corner of Wilderneck-row, to the Bar at the end of Wilderneck-row. I called out, by name, Mr. Cannon, for God's sake, come out; I am murdered! When I called out, the prisoner ran away, and took the bundle with him, and tore sadly the inside of my hands. On my calling for assistance, they were pursued. I saw him again in the course of the evening.—As soon as I did, I jumped up, (though hardly recovered) and was going to seize him as the person. I was taken into Mr. Cannon's, and they brought him into Mr. Cannon's to me. He was in the room when I came to myself. I jumped up, and said, that was the villain that robbed me and used me so. I had not been informed that any body was taken at all.—I was hardly sensible.—There was a number of strangers in the room. I have no doubt about him at all. As he held up his arm to strike me, I noticed him; and his dress was the same; but not the dress he has on now.—He had a blue

blue jacket, a round hat, and a striped waistcoat, cross-wise. I could not see the colour of the stripes by the lamp-light.

Court. You describe, three different times, persons passed you; and the prisoner was the person that passed you the last time. — He was, and directly as he had passed, he came and snatched at my bundle.

CATHARINE WARNER *sworn.*

I am sister-in-law to Mrs. Fentum. — I made no observations before my sister was knocked down. There were two women and one man passed us, but I did not know what they said. I walked before my sister, first, to get home, because of my child. I had my child with me, (it being late) and then I was three or four yards before her; and I heard her scream out and I turned my head, and saw she was laid in some mud, a good way from me. It was by a wall. — I saw a man run with the bundle, and I thought it was mine; and I ran after him, and cried, stop thief! I followed him a great way, but I could not follow all the way, I was so tired with running. I lost sight of him. I am wife of Samuel Warner. I live in Red-lion-street, No. 22. He is a Cabinet-maker.

GEORGE THORPE *sworn.*

Between the hours of seven and eight, I was going up Wilderness-row, and I heard a cry of murder! and stop thief! I was got about three parts down; and I saw the prisoner run by me, with a bundle. — And on account of the alarm, I took him just at the bottom. I never quitted sight of him, after he ran by me, till I got him; but he dropped the bundle before I took him; but when he ran by, I saw him have the bundle under his arm. I know it is the man, for he never was out of my sight after I had seen him with the bundle under his arm. The

patrole came up, and took him while he was in my custody. I saw the bundle again directly, as soon as possible, the man that picked it up could come up. — Williams brought up the bundle.

JOHN WILLIAMS *sworn.*

I am a stable-keeper, in Old-street. — I was passing down Wilderness-row, from Goswell-street into St. John's-street, and I heard the cry of murder! and stop thief! On this cry I returned, running pretty swiftly. Just as I got to the pavement, I met a man, full-plump. Directly he saw me, he threw from him a bundle, which he had in his hand, down into Cross-street. Mr. Thorpe had passed me about a yard, and got up to him, and struck him on the neck, against the iron rails. I took the bundle up, and brought it to him. After we had secured him, we took him to the public house to the prosecutrix; and directly she saw him, she was just recovered from a fainting-fit; she said, that is the villain that robbed me. Then Mr. Thorpe and I followed him to the watch-house. We went down Wilderness-row; and I wanted to see whether there was any bludgeon, or any thing else. — He had taken nothing else of her. While we were going to the watch-house, and looking about, the prisoner said he had taken nothing else. I suppose it was what he spoke accidentally. I told the patrol what I was looking for; and he knew I was looking for the bludgeon.

WILLIAM STEADMAN *sworn.*

I am a patrol of St. John's parish. I and another was in Pardon-passage at this time. — We had got almost out of it; and we heard the screaming of a woman, crying, Stop Thief! I said to my partner, there is some Row! — Stop, a-bit! We directly turned back again, and met the prisoner at the bottom of Wilderness-row—we were both together. My partner laid hold of him. I happened to run
C c against

against a post, and he slipped through between the post and the palisades. Mr. Thorpe had struck him, I believe, — he said he was running after a thief. I said, there was no thief came that way, because there was no person passed that way. He said, the thief went down Cross-street. I said, then you have certainly over-run your mark. Says he, I could not stop myself. (I produce the property which I received from Mr. Williams, I have kept it ever since.)

Prisoner. Where did you stop me? — At the end of Wildernews-row; against the palisades, by the posts.

Prisoner. The lady said, I dragged her as far as the posts. — The posts I met you at, are near St. John's-street. There are posts near at both ends of the row.

Court. When you took the prisoner to the woman, at the public-house, were there many people in the room? — There might be three or four more.

RICHARD SHEPHERD *sworn.*

I was one of the patrols. — I was with Steadman at this time. — We were almost to St. John's-street. We heard a great cry. — We turned back both together. Just against the end of Wildernews-row, Mr. Thorpe struck the prisoner, and I caught hold of him directly: and we took him up; and the gentlewoman was crying and screaming that had the child. Mrs. Warner, she said, her sister was up at the Wine-vaults, Mr. Cannon's; and we carried the prisoner there; and as soon as the woman saw him, she flies up, and said, you are the thief that knocked me down. The bundle was delivered to Steadman by Williams.

RICHARD CANNON *sworn.*

I keep the Bunch of Grapes. This night I was standing by the fire; and I heard somebody cry murder! I directly took the candle, and went to her. — She said, Mr. Cannon, Mr. Cannon, I am murdered! and robbed of goods to the

value of 5l. She was about eight or nine yards from my shop door. She was down on one hand. I took her into my house. The blood was very much running over her eye. I took hold of her arm, and I bore her weight into my house. I was present when the prisoner was brought in. She had fainted away, and was sat down in a chair: and she immediately rose up, and said, that is the villain that struck me, and robbed me.

BENJAMIN FIDLER *sworn.*

I was constable of the night. I took charge of the prisoner, and took him to New Prison: and then I went to look for the woman to get her address; and she was very nigh an hour before she came to herself, to speak. (The counterpane and handkerchief deposed to.)

Court to Prosecutrix. When Mr. Cannon came out, was you sensible he came to you? — I was sensible he took me up.

Prisoner. I know nothing at all of it.

Court to Steadman. Did you observe what sort of a waistcoat he had on? — It was a waistcoat, striped a-cross; and a blue jacket. (This was also corroborated by Thorpe and Fidler.)

The prisoner called six Witnesses to his character.

GUILTY. Death. (Aged 17.)

Tried by the second Middlesex Jury before
Mr. RECORDER.

71. LOUSIA GAMMON was indicted for feloniously stealing on the 20th of October, a cotton counterpane, value 16s. a pair of linen sheets, value 5s. two linen-pillow-cases, value 1s. two silver tea spoons, value 6s. one iron key, value 2s. the goods of John Slater, in a lodging-room.

JOHN

JOHN SLATER *sworn.*

I am an house carpenter, my wife let a lodging to the prisoner on the 18th of October last; on Thursday she was to pay a guinea a week for it, she paid for the first week; I missed the things on the 21st of October, the day before her fortnight was up, a waiter came from one of the houses of Covent-garden, and the prisoner at the bar went out and left the door open, this was Wednesday evening; seeing the parlour door open, my wife and I went in, and found the articles mentioned in the indictment gone, I immediately went down to Thompson's, the pawnbroker's, and got the things, all but the key; I took her up in the course of four or five days; we found her at Haddock's, in Covent-garden; nothing was found on her at all.

Prisoner. I went down into the kitchen, and told Mrs. Slater, that my servant had robbed me, it was not the day I was sent for out: I believe, she said, that her maid had gone away and robbed her; it appears to me that these things were pledged the 25th of October, I have got the duplicates by me, she must certainly have been privy to it, because she acknowledged it, when she was apprehended, I told her she would come best off to tell the truth.

ELIZABETH SLATER *sworn.*

The prisoner lodged at my house in the month of October, a fortnight but one night, she went out, and I found some duplicates on the mantle piece in the room the prisoner lived in, I am sure I took them from the mantle piece; she was to pay a guinea a week; the pawnbroker has got the counterpane, and the other articles here. I found them gone after she left the lodgings, she pretended

that her own maid had robbed her of her own clothes, before I charged her with any of these things; she had two servants while she lived with me, both together, a considerable time.

THOMAS JONES *sworn.*

I am a pawnbroker's servant to Mr. Thomas, in Marybone, I don't know any thing of the prisoner, I don't know that ever I saw her before, till I saw her at the magistrates; I produce a counterpane, two sheets, and two pillow cases; I received them of a person of the name of Elizabeth Stevens, on the 25th of October; she has not been taken up at all.

WILLIAM RUMBLE *sworn.*

I am servant to Mr. Thomas, pawnbroker, Newnan-street, Marybone, I produced two silver teaspoons, they were not pawned by the prisoner at the bar, but by a short person, not in the name of Stevens; my duplicate is in the name of Gammon; Stevens frequents the house; they were pawned on the 29th of October. (The articles produced and deposited to.)

Court to Slater. What was the name of her servant?—I don't know the one, the other was Stevens, the little one.

Prisoner. My servant robbed me and sent me the duplicates, and said, that I had got a young woman in my house whom she supposed I was going to keep, and discharge her, or else she would not have served me so, and it was not in my power to redeem the things, or else I would not have left the lodgings, I have a witness that they offered to take four guineas not to appear against me.

Court to Mrs. Slater. Did this woman pay you when she left your lodgings?—No, I never see her.

RO-

ROBERT PACKER sworn.

I am a waiter to Mr. Spencer, Garrick's head, in Bow-street; I know Mr. Gammon the prisoner's father, he sent me to Mr. Slater's, and told me if I would pay four guineas they would make it up; I went to Mr. Slater's and they made the bill out 4l. 4s. 4d. and I told Mr. Gammon of it, and he said it was an imposition.

Q. If you had paid 4l. 4s. 4d. what was to be done with the things?—Mr. Gammon did not think they would have made a charge above 3l. which if I would have paid he would have paid me again.

Q. Was this sum of money offered for the things that were pawned?—They were to take them out of pawn with the money; I was to pay them the money and he was to throw the bill out of court.

Q. If Mr. Gammon paid this money, and you paid 3l. who was to have the things?—I understood that they were to have the things; they were to have the money to get the things out of pawn.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

[The fourth and last part will be published in a few days.]

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 12th of *December*, 1792, and the following Days;

Being the FIRST SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*;

And Published by Authority.

N U M B E R I. P A R T I V.

L O N D O N:

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[PRICE TWO SHILLINGS and SIX-PENCE.]

THE WHOLE
PROCEEDINGS
ON THE
**KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON, &c.**

72 **JAMES HITCHCOCK** was indicted for feloniously stealing, on the 20th of November, 11 yards of carpeting, value 30s. one carpet-strainer, value 6d. the goods of Thomas Moore Fosket, and William Fosket.

— **BROWN** sworn.

I am fore-man to Thomas Moore Fosket and William Fosket, Carpet-manufacturers, Moor place, Finsbury-square. The prisoner was a weekly-servant, employed in the house, but did not board, as a fastener-down of carpets and measurer of rooms, and such kind of things.

On the 2d of November, between eight and nine at night—I think it was Tuesday—two men called on me to know if I had sent a person out with any property; or whether any person in the house had. They told me, to be certain. They requested me to go and see the man going along Chiswell-street. I saw James Hitch-

cock, in custody of some officers, who had the roll of carpeting in his hand, not above two hundred yards from our house. — They had taken him from some greater distance. I immediately said, when I saw the roll of carpeting, you have taken this from the top-hole, in the upper part of the warehouse. He did not deny that; but said, he believed the devil was in him. I mentioned to the officers, the next morning, how many yards there was in it; and when it was measured at the mansion-house, it proved to be that quantity. I have no doubt about it being my master's property; we had the same in our shop; we know it by the name of the pattern.

JOSEPH GREEN sworn.

I am an officer belonging to the city; I and three more stopped the prisoner on the 20th of last month, Tuesday night, about half after eight, going out of Little Moor-fields

fields, about a quarter of a mile from the house, nobody was with him; we hallooed out to him; he had not the carpet; it was laying on the ground just before him; he was up in the position as though he was up in the corner easing himself, or making water, or something of the sort. I asked him, where he was going with it; he said to Red Lion-street, Clerkenwell; I told him it was not his way from where he brought it; I stopped him, and then sent two of the officers to enquire of his master; four of us were together.

JAMES HALL sworn.

I am an officer belonging to the city; this man was stopped in the way described by Green; we offered to go with him to the master; he seemed reluctant, and I took the roll from under his arm; as we suffered him to take it, John Green stopped him while the other two went to his master, and Mr. Brown came; there were some duplicates found on him, and among the rest, a duplicate of a carpet frainer.

JAMES DEAN sworn.

When we took him to the computer, I searched his breeches pocket, and found a number of duplicates there, one that led to this carpet frainer. I got it from Mr. Page's, the pawnbroker, in Chiswell-street; it was pledged for 6d. (The carpet and carpet frainer produced and deposited to.)

Prisoner. Please your honour, my lord, I was going through Little Moorfields; I stopped to evacuate, the patrol came to me and asked me what that was by my side on the ground; it being very dark I had not noticed that any thing was by me on the ground, until the patrol mentioned it, and asked what was there; then I foolishly said, it was mine, as I did not know whose it was,

or how it came there, it was laying on the ground before I stopped.

GUILTY. (Aged 47.)

Imprisoned twelve months and publicly whipped.

Tried by the first Middlesex Jury before Mr. RECORDER.

73. **SOLOMON READING** was indicted for feloniously stealing, on the 7th of November, sixty pounds weight of iron, value 10s. the goods of John Milner and Mary Clarke, Widow.

JOHN MILNER sworn.

What is the name of the form of your house?—John Milner and Mary Clarke, and John Milner the younger.

Court. Then there is an end of this indictment.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. RECORDER.

74. **FRANCIS POPE** and **JOHN CROFT** were indicted for burglariously and feloniously breaking and entering the dwelling house of Ann Connolly, about the hour of one in the morning, of the 23d of November, and feloniously and burglariously stealing therein, four silver cruet tops, value 3s. five cotton window curtains, value 10s. a linen table cloth, value 10s. two linen handkerchiefs, value 1s. 168 halfpence and two shillings in monies numbered, the goods, chattels and monies of the said Ann Connolly; a tea caddy, value 1s. two check linen aprons, value 2s. the goods of Elizabeth Connolly.

ANN CONNOLLY sworn.

I am a widow; I keep the Bedford-head, a public house in Bedford-street, Tottenham-

Tottenham-court-road. On the 24th of last month we were alarmed; the house was broke open on Friday night, and we were alarmed on Saturday morning; I was the last up; I went to the door the last; I went to bed about half past eleven; I examined, I went round the house and the house was all fastened the usual way; the young man, John Langley, went with me round to the door again; I was alarmed about a quarter after six by the watchman, and my daughter ran down stairs first, before I did; it was getting light, but not light enough to see without a candle.

Q. If any person had been in the street, was it light enough to have seen them?—If there had been any person we might have seen them. When I came down I found my house all in confusion; the bar with the liquors all broke open, and from the outer door in Tottenham-court-road; the lock was entirely forced off.

Q. Was that door at the front of your house or at the back?—It is called the front I believe; there are two doors; it is a corner house; the inside of the door was wrenched open, and the window of the bar, that throws up to undo the bolt was broke, the till was taken away, it was locked the night before; the lock of the street door had been wrenched, but not to hurt the lock; the drawers and the things were all pulled out, they were all in confusion; I missed the curtains of the bar; I lost a silver tea spoon, and a check apron, four silver cruet tops, five cotton window curtains, a linen table cloth, two linen handkerchiefs, 168 halfpence, and two shillings in silver; they were all in the bar; I have seen part of them since.

ELIZABETH CONNOLLY *sworn.*

I am the daughter; I was alarmed about a quarter past six or rather more; I had a light in my room; I came down

stairs and went to the street door, and found the street door broke open, and the box which holds the lock taken off; it was there when I went to bed, but my mother went to bed after me; I went to bed about ten o'clock; the door was open when I went down; I went and looked at the bar and the door was broke open, and the till was gone, and all the other articles mentioned in the indictment and more.

JOHN LANGLEY *sworn.*

I am servant to Mrs. Ann Connolly; I was alarmed by the watchman; I was in bed; I came down and I opened the door in Bedford-street, and went round to the other door, and when I came round the door was open, and the box of the lock was gone, there was our own tap-room poker laid just by the door and a stick; the bar was broke open and the things in the indictment taken away; when I went round to the corner in Bedford-street I saw the door was not put to by an inch; I put my hand to the door and the door came quite open; then I went to the window under where Mrs. Connolly sleeps and called and Mrs. Connolly's daughter came down.

Q. Was the lock broke?—Yes; I went in when they came down and they found all in the situation before mentioned.

Q. How was the light at this time?—It was a quarter after six; it was a dull heavy night, there was not light enough to discern any thing the distance I stand from you.

HENRY CROKER *sworn.*

I am the conductor of the patrol under the direction of Sir Sampson Wright. On the 24th of November, about half past two in the morning, I was going up Carolina-street, me and three men belonging to me, one end of Carolina-street

street goes into Bedford-square, the other end into Russel-street, Bloomsbury; it was about three hundred yards from the prosecutrix's house, I had sent two men on one side of the street, and I and one man was on the other; I thought I heard some person patting in Tavistock-street; I saw two men come from Tavistock-street into Carolina-street where I was, Francis Pope one of the prisoners was one; I saw the third man come out and I pursued immediately with Doyle who was with me; the third man was about five yards behind; I believe they were twenty or thirty yards behind me, and I pursued and they separated, one went down the other street and two kept together; I took Pope, me and Doyle laid hold of Pope, and the other man made his escape; and I found in Pope's hand, this iron crow and a dark lantern; I observed him stoop; I brought him back from that street into Tavistock-street, and there I got a watchman to lend me a light to search him; he said, I have nothing Mr. Croker; I searched him and found nothing; I left him in the care of the two men and took Lewis with me, and went back to the spot where I stopped him, and just on the spot I found this bundle; I did not see either of them drop it; I have kept the bundle ever since; I am sure I found it on the same spot where the prisoner was.

Prisoner Pope. Did not you search me on the spot when you took me first?—I did, I rubbed him down and found nothing; when he was at the distance from me of about ten yards, I observed him stoop.

Prisoner Pope. If it had been on the same spot he must have seen the bundle.

ROBERT SPENCER *sworn.*

I am a watchman. On the 24th morning of last month between two and three, I heard some men running down Carolina-street into Russel-street;

I immediately made over to them; Mr. Croker was near and had got one of the prisoners; he said, spring your rattle and follow that man; I saw two coming down; I took croft; I ran down Russel-street into Tottenham-court-road; I never lost sight of him; in Tottenham-court road he tumbled into the dirt, he got up again before I got hold of him, he runs into Oxford-road and there I caught him facing the Bear and Castle, in Oxford-road, and took him to the watch-house of St. Giles's; he was examined and had nothing on him; when I first saw him he was about ten yards before Pope; I am sure it is the same.

Croker. When I opened the dark lantern the candle was greasy as if not blown out long.

Prisoner Croft. Whether he can swear I was the person that left Pope?—I can, I am very certain.

JAMES FITZ PATRICK *sworn.*

I am a watchman belonging to St. Giles's; I saw Croft before he was brought to the watch-house, first in Tottenham court-road and then I saw him fall down at this near end of Tottenham-court-road; I came up at the taking of him; I did not see him in company with Pope, he was with himself when I saw him.

JOHN DOYLE *sworn.*

I am a patrol under Sir Sampson Wright; I was along with Mr. Croker, on the 24th of November about half a ter two in the morning; I saw three men running before us coming out of Tavistock-street and turning down Carolina-street; I gave no alarm, Croker pursued pretty close and then they began to run; I pursued also and I took Pope along with Mr. Croker, there was a man with him, but I cannot say it was Croft; the man that was with him ran straight into Tottenham court-road; Mr. Croker seized hold on his right hand and

and there was that iron crow and a dark lanthorn in his left hand coat pocket; I saw him do nothing else; Mr. Croker touched the candle and said, you have done the job for the candle is not cold; I observed him rather stoop to the left when Mr. Croker had hold of him; I was not aware what he did, I took him round from the place to Tavistock-street, and Mr. Croker left him in my custody, and another man and he went and returned in a few minutes and brought a bundle. (The bundle produced.)

Prisoner Pope. That man was not present.—I was present, I had hold of him as soon as Mr. Croker.

EDWARD LEWIS *sworn.*

I am a patrol belonging to Sir Sampson Wright. Mr. Croker and I and two more were going up Carolina-street about half past two; I see Pope in custody with Mr. Croker and Doyle; I went with Mr. Croker to the spot where he secured him, and I saw him pick up this bundle; Pope was left in the custody of Doyle and Manning, the mean while the bundle was picked up in Russel-street.

Croker. I took Pope in Russel-street, coming out of Carolina street.

Court to Lewis. Did Mr. Croker carry the bundle away with him?—He did. (The contents deposed to by Mrs. Connolly and Miss Connolly; which was one curtain, four cruet tops, a tea caddy and one apron.)

Prisoner Pope. I had been to Somer's Town to see an acquaintance who was a bricklayer, I stayed rather later than ordinary, as I was coming along the corner of this street, I saw two men running along the street; and them things I saw lay in the street, and picked them up.

Prisoner Croft. I work for Mr. Ellbank a salter at Blackfriars-bridge; coming up Oxford-street there was a waggon by an Inn, called the Boar and

Castle, the watchman was pursuing a man, and he came against me and knocked me down, I got up, and went round the waggon, and the watchman pursuing the man came up to me, and took me.

Court to Croker. Did you hear these people talking together?—I am not sure, I thought I heard one of them say damn the watchman.

Francis Pope GUILTY. Death.

John Croft, Not GUILTY.

Tried by the first Middlesex Jury. before Mr. RECORDER.

75. JEREMIAH CARTER was indicted for feloniously making an assault on the King's-highway, on William Cleaves on the 20th of November, and putting him in fear, and feloniously taking from his person, and against his will, a watch, with an inside case made of pinchbeck; and the outside case made of tortoiseshell, value 2l. a base metal watch chain, value 3s. two stone seals, value 1s. a base metal watch key, value 1d. the goods of the said William Cleaver.

WILLIAM CLEAVER *sworn.*

I am a journeyman cabinet-maker in Norman-place great Norman-street, on Tuesday the 20th of last month, between the hours of six and seven in the evening, I was going along St. Luke's wall towards St. Luke's hospital, with a basket and tools in it on my shoulder; the prisoner Jeremiah Carter, and another man ran violently against me, inasmuch that my basket was knocked off my shoulder, and at the same instant my watch was taken out my pocket, I felt my watch go, as soon as I recovered from the stagger, which the violence of the assault made on me; I cried out stop thief; on which I received a blow in

my

my face, from one of them who knocked me down, I cannot say which, they were both so close together, they ran and I pursued them, crying stop thief all the way, till we came near Old street-square, where I overtook the prisoner, on my overtaking him he said words to this purpose, I have done you all the assistance in my power, I have endeavoured to take him; but he has run on too fast, he has run on that way, pointing towards Old-street-square; at which I looked at him full in the face, and said I believe you have been some service to me, come into this public house (as there was one near) and I will treat you, for what you have done, he replied that he did not want to be treated, I was very welcome for what he had done for me, he would go into this house, or that house, or in short to any house but the public house; on that I took him by the collar and said, but sir you shall go into the public house; on that he struck me in the face, and endeavoured to get away from me; damned my eyes that he would not be taken by me, or any man living; being pretty near the public house, I got him into the public house, I called for the landlord, and the man who answered to that call came, and I insisted on his sending for an officer, for that I had got a man, that had robbed me, the landlord of the public house told me he would have nothing to do with it, we must fight it out; I asked him if he knew the prisoner, he said no, but he would have no disturbance in his house, two or three others who were in a back room behind the bar came out, and told me, that I had no right to hold the man, as I was not an officer, this was at the White Bear, near Old-street-square; on which, the prisoner struck me again, and endeavoured to get away, and I felt myself shoved and pushed about by the persons who came out, and the landlord himself,

I was pushed and hustled into the street by the people that were there, having fast hold of the prisoner, he came out with me, I perceived I had got in the neighbourhood of people who did not take the part of an honest man: The prisoner asked me if I would go into an house where he was known in that neighbourhood to hear his character, I went into the house of Mr. Wise, as I have been afterwards informed was his name; there were two or three women in that house, who told me the prisoner's name was Jeremiah Carter; but it was very reluctantly on his part that his name was told. That he was a task-master of Bridewell-precinct, in Fleet-street; that he had 'prentices under him, and had spent some hundreds of pounds in trade; not satisfied with this information, I insisted on his going to the spot where the robbery was committed, for the purpose of giving information there of the robbery at the spot, because my basket of tools was left there where they were knocked off my shoulder, I got him down there partly by fair means and partly by foul; as soon as I came to the spot where the robbery was committed, there was a woman of the name of Mason, who said, do not let him go young man, he is the person that has robbed you, he past me but an instant before, and I saw him assault you; on that information, I took him into the sign of the Red Lion, in Old-street, by myself, I had no assistance; the Red Lion is close to the spot where the robbery was committed, I there sent for an officer; a Mr. Shurey who was going by at the time, and said he was an officer, came and took charge of him; Mr. Shurey searched him as soon as he came in, and found a bad shilling, and a farthing on him only; the young man begged I would not take any advantage of him, and that I would permit him to send for some of his friends; I submitted to that, and he sent for several people who came down,

down, among the rest was Mr. Wise, whose house he first went in, and a Mr. Fisher who lives close on the spot, and two or three others, who were relations and brothers; after spending some time, a Mr. Gals who was an officer came, and then Mr. Shurey resigned his charge over to Mr. Gals, and told him the particulars, and he was taken into custody; during the time he was there, the friends of this young man begged and prayed with me that I would compromise the matter; that he had a very aged mother, and that it would certainly involve her in the deepest distress; and begged for God's sake I would make it up, and not to take him before a magistrate; I told them I was ignorant, with respect to these affairs, never having been in the like situation before, and applied to the officers to know what I was to do; saying to the officers, you as officers know best what is right, and what ought to be done; the officers could not agree at first; I believe it was in consequence of one of the officers being resolved that no compromise should take place; after that they had me down to the police office in Worship-street; but before he was taken to the office, he was taken into a public house adjoining the office, there they repeated the applications, that I would compromise it, begging of me to consider his family; and that the young man was drawn in to do this by his companion; and Mr. Shurey took five guineas of Mr. Wise, and put it into my hand, saying keep this till you have your property, or till you shall be satisfied; and now says Mr. Shurey let us go into the office; the magistrate began to examine me, and by some means or other was informed of the five guineas; and he asked me about it; and I told him all I knew, as I have now repeated; then says the magistrate we must have these five guineas returned, before we

proceed to any kind of business; we must not compound a felony; he was examined, and the magistrate committed him, and ordered him up again on Friday, between eleven and twelve o'clock, for the second hearing; but he was in consequence of Mr. Shurey's application, brought before the magistrate on Thursday evening, instead of Friday; then he was examined, and fully committed.

Q. This happened between the hours of six and seven; are there any lamps there?—There are; and they were lighted.

Q. Did you lose sight of the prisoner?—I did for an instant or thereabouts, it was in his turning the corner which leads into Old-street-square; there was two in company, when they assaulted me, and were arm in arm.

Mr. Garraw. Mr. Cleaver, you did not know either of the persons who ran against you before?—No.

Q. The course of the transaction took up but a short space of time; then you lost sight of him for a short space of time?—I did.

Q. Did this information you received of this young man turn out to be true?—It did.

Q. In point of fact, was he the last of the persons running?—He was.

Q. If I understand you right, you called out stop thief the moment of your assault?—I did.

Q. Did many persons pursue?—Not a soul besides our three selves.

Q. It was late in the evening, between six and seven o'clock?—It was.

SUSANNAH MASON *sworn.*

My husband is a fishmonger. On the 20th of November last, on Tuesday I went out from my house to see my husband's mother that lives at Hoxton; I left my husband's mother at six o'clock, she is a nurse to a farm house, Mr. Robinson's

Robinson's at Hoxton, and I believe it might be twenty minutes or half an hour after six when I got into Old-street; I was walking strait up, and just as I got to the coach stand, the prisoner at the bar, and another man met me, the other man gave me a push, and one of them made a very bad expression, I believe it was the prisoner, but I cannot positively say; I let them pass me, and they went on some yards from me and I kept behind them, and when they had got about three or four yards, they then went quite on the run, then it was about two lamps off I saw the prosecutor; and I saw the basket fall from his shoulders by the light of the lamps; then I heard somebody call out stop thief; and I walked pretty fast, when I came to the place there lay the basket, but nobody was there at all; with that I stopped a minute or two, and some people came round and asked what was the matter, I told them I believed somebody had been robbed, for I saw the basket fall from the man's shoulders; and they took it up, and just as we got the basket into the house, the prosecutor came back with the prisoner in his hand, or by the side of him, with that he insisted going back to the place where he was stopped, and they went to the place, I and several more people, the prisoner and the prosecutor, and they found a piece of chain, and the watch key; I am sure that is one of the men that pushed against me; but I cannot say he was the man, that robbed the man; after that they brought him back, and took him into the Red Lion, and the young man begged leave to send for some of his friends; with that one Mr. Fisher, and one Mr. Wise, and several more people came into the parlour; one Mr. Gass was sent for as an officer, and Mr. Shurey, another officer was there; and Mr. Fisher, or one of them pulled out some notes and offered the man a note or his watch.

2. Was it a Bank note?—I fancy

so, I did not see it only as it lay; they asked him how much his watch cost, he said, five guineas, with that they offered him five guineas, to pay for it, he said, he would leave it to the constables, for he did not understand whether he might be safe in taking it; with that Mr. Shurey wanted to make it up; Mr. Gass said, he should not; I went before the magistrate with them, where I related the same and he was committed.

JOHN GASS *sworn.*

I am a headborough of St. Luke's, I was sent for on the 20th of November, a little after six o'clock, at the Red Lion in Old-street road; I took charge of the prisoner at the bar, when I came in one Mr. Shurey was there an officer of the same parish, he desired me to take charge of the prisoner, for he could not stop; I took charge of him. Mr. Shurey returned in about half an hour, we went down to the public office, Worship-street, and at a public house adjoining the office, there Mr. Shurey took five guineas of one Mr. Wise, and told the prosecutor to take the five guineas into his hand, till such time as he had his watch returned; and if he should not have his watch returned, he should have the choice of two or three together; after that, I told him he had done very wrong in so doing.

Mr. Garraw. He took no part in it, all this was done by Mr. Shurey?—It was all done by Mr. Shurey, not by the prisoner.

Court to the Prosecutor. Your watch has never been recovered?—No, sir, it was a watch the inside case pinch back, or some other metal, and the outside case was tortoiseshell, gold rims and gold studs; and chain to it, two metal seals, a metal key.

Prisoner. The prosecutor never charged me with robbing him at all, but wanted to know whether I was a
F f

person of good character; accordingly he took my address and seemed content.

The prisoner called twelve witnesses, who gave him an excellent character.

GUILTY. Death. (Aged 24.)

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

Recommended by the prosecutor, and the jury, having such an extraordinary character.

76. **JOSEPH PONTON** was indicted for feloniously stealing, on the 13th of November, one quart pewter pot, value 1s. two pint pewter pots, value 1s. the goods of John Cooper.

JOHN COOPER *sworn.*

I keep a public house, the Horse and Groom, in Maiden-lane, Covent-garden; I did not see the prisoner take the pots, nor see them on him.

JOHN LILLY *sworn.*

I am a plaisterer; I was coming through the parade in St. James's park, on the 13th of November, between four and five, and I was informed by a centinel, there was a pot-stealer gone along; I immediately ran, and pursued him, and when he saw me coming, he stopped with the pots; I overtook him; I collared him; and he was conducted to the police office, in Queen-square, and going through Queen-square gate, he put his hand into his breeches, and pulled out a pint pot, and said, damn the pots, and threw it against the wall; it was brought to us by a person unknown; I had hold of his collar, and see him throw it; it was delivered to a soldier, a witness, who is here.

THOMAS PUGH *sworn.*

I am a soldier; I am employed by a lady that lives close by me, to carry a parcel to Maiden-lane, Covent-garden; as I was going across the parade, I heard the centinel of the corner of Mr. Pitt's wall, saying, there was a man gone by, with some pots in his pocket; it was about half past four in the afternoon; I followed the prisoner, depositing my parcel with the centinel, and I followed him to Duke-street steps. I overtook the prisoner; I seized him, and said, I am informed, you have got some publicans pewter pots about you; he said, no, I insisted on searching him; I put my hand into his right hand pocket, and there I found one pewter pint pot; I then told him he must go with me to the police office, and going along, he offered me money, all the money he had in his pocket, I refused to take it; he told me, he had been an old soldier in the guards, about fifteen years ago, and going through Queen-square gate, he immediately put his left hand into his breeches and draws out a pint pot, and threw it across the road, against the wall, and said, damn the pot, and me too; I told him, he must not think to unload himself till he came to the police office; there was a man brought the same pint pot, and delivered it into my hand; I then took him to the police office front door, and delivered him to a constable's hands, and the pint pot I also delivered to the constable, with the property he had about him: he had then a pint pot in his right hand coat pocket, and a quart pot in his breeches.

WILLIAM CARR *sworn.*

I am discharged the army; I was that day in company with Lilly, and we were informed, a man had gone by with some pots; we overtook him in Duke-street; when he got down the steps, me and the witness Pugh was examining him, he said, he had got one here in his pocket, and others

others about him; we took him to the office, and I saw the pot thrown away, and I saw a man pick it up, and give it to Pugh.

JOHN CREEDLAND *sworn.*

I produce the pots; I received them of the witness Pugh. (Deposed to.)

Prisoner. My Lord, I was going along Scotland-yard, and I saw these pots under a court; I picked them up, and thought of carrying them home, when I saw who they belonged to.

GUILTY. (Aged 58.)

Publicly whipped.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

77. **JOHN HARDING** was indicted for feloniously stealing, on the 30th of November, ninety pounds weight of cheese, value 3s. the goods of John Lyons.

SARAH LYONS *sworn.*

I am the wife of John Lyons, a cheese-monger; on the 30th of November, a person passing by told me, I had left the cheese out; I went out, and found the flap that lets the air into the cellar open, and there was one cheese conveyed off, and two were found there; I went into the street, and saw two Cheshire cheeses stand just lifted out of the cellar; I alarmed the next door neighbour, and when I came back again, I saw the prisoner taken out of the cellar; he pretended that he went there to sleep; all the cheeses there were our property.

ROBERT HARRIS *sworn.*

I am a whip-maker, next door neighbour to this good woman. [Mrs. Lyons

knocked at the door, and said, there were thieves in the cellar; I went down; the prisoner got up from some straw, which was among some tubs, and seemed to be surprised, and wanted to know what he had done; I took him by the collar, and brought him up; the constable took him away, and he was committed.

Prisoner. I hope you will take it into consideration, and send me for an East-India soldier, my Lord.

GUILTY. (Aged 16.)

Imprisoned 6 Months, and publicly whipped.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

78. **ADAM HENRY** was indicted for feloniously stealing, on the 4th of December, two gold rings, value 10s. a pair of gold wire ear-rings, value 3s. a body of a man's linen shirt, value 2s. a check linen apron, value 2s. a cotton neck handkerchief, value 6d. the goods of George Moore.

GEORGE MOORE *sworn.*

I know the prisoner. On the 4th of this month I came home to my dinner, between twelve and one o'clock; I live at Chelsea; I lifted up the latch of my door, and I found the door shut against me; it was locked; returning, as I could not get in, I was going down the stairs again, and the prisoner at the bar, Adam Henry, opened the door, and I returned back, and he bid me sit down to my dinner; I did, and asked him to sit down too.

Q. What business could he have at your house; did he live at your house?—No, my Lord, he did not. I ate my dinner, and had a good way to go to work; and I went away as fast as I could back again to my work, and I left the prisoner.

at the bar there; I returned home between five and six o'clock from work, and I came up stairs to the room, and my wife lifted up the latch, and my wife spoke, which she could not get out, nor I could get in; with that I broke the door open, and my wife cried out, she was robbed by Adam Henry; with that I went in pursuit after the prisoner; he was not at his place till about ten o'clock; I went again, and I found the prisoner; I asked him for the key of my room, and he denied it; we searched every place, and the key of the room dropped out of his breeches; I asked him where the things were that he had taken of my wife; he said, he had pawned them at Hambury's; I asked him what he got for them, and where were the duplicates; he said, they were in his coat pocket, but one Ann Cooper had taken his coat, and pawned it for 2s. I asked him, what he got for them; he said, he pawned the two gold rings for 5s. he confessed to taking them all; and he said, if my wife and I would make it up, he would give some of his pension when he got it; with that when I took up the prisoner, I went to the constable, and the constable would not come to take the prisoner; he told me, for the neighbours and me to take him away to the watch-house; with that, we took him to the watch-house, and put him in till the morning.

SARAH MOORE *sworn.*

On the 4th of this month, I went to this man where he lodged; I asked him, if he would be kind enough to grant me a favour, to go on an errand for me; if he would go as far as Westminster, and pledge a petticoat of mine for 3s. after that I treated him, and taking a little too much, I laid down on my bed; I had my property about me when I laid down; my rings were on my fingers, and my ear-rings in my ears; when I got up I

lost my property; they were taken off my fingers, and out of my ears, while I was asleep; and I lost a check apron, a shawl, a body of a new shirt, and a black silk cloak, and a cotton handkerchief besides.

2. Then these ear-rings in your ears, and these rings on your fingers, were taken before your husband came home to dinner?—I don't know that; I was asleep when my husband came home. I don't know what time they were taken.

SAMUEL NEAL *sworn.*

I have got the body of a linen shirt and an old silk cloak I received of Adam Henry; he gave the name of Pearce; he pledged them on the 4th of November, between six and seven in the evening; I lent him 2s. 6d. on them. (Produced and deposed to.)

JAMES TIMBREL *sworn.*

The prisoner at the bar, about five and six o'clock, on the 4th of December, brought a gold ring and a pair of ear-rings; I knew the prisoner, and knew that he had a wife; and I asked him, if they were his wife's; he said, they were; I lent him 3s. 6d. on them. (Produced and deposed to, Mrs. Moore having lost such.)

JAMES FOWLE *sworn.*

About ten o'clock, on the 4th of this month, Mr. Moore came to me, and told me his wife had been robbed, and that he could not get a constable, and asked me to go with him; we went together, and found the prisoner at a lodging-house, in a neighbouring street; on finding him, he acknowledged his guilt, and said, he would make any recompence if they would drop it; he said, he was ready to make amends, when he was in capacity to do it; meaning when he received his pay.

JOHN

JOHN CREEDLAND sworn.

I went to the pawnbroker's, and desired them to bring the property before the magistrate.

Prisoner. Please you, my Lord, last Tuesday week, Mrs. Moore came to my lodgings, and asked me to pledge her some things, likewise I did; I went to Westminster, and pledged them for 3s. 6d. when I came back, I returned with the money; she asked me to go and drink something, likewise it was all spent in liquor, and she was very much drunk; and she asked me to put on some dinner for her husband; her husband came home, and after her husband had eat his dinner, she awaked, and gave me some more things to go and pawn; after that, she went along with the rest of her company and drinking, and then she came back again, and asked me to take some more things which I did; she gave me them all to pawn; I told her, if I had taken them unknown to her, I would have paid her out of my pension, but I took them for her, and we all drank together, and spent the money.

Not GUILTY.

Tried before the second Middlesex Jury before

Mr. Baron PERRY.

79. **WILLIAM LOWE** was indicted for feloniously stealing on the 3d of December, eleven yards of carpet, value 60s. the goods of Samuel James and Samuel Williams.

SAMUEL WILLIAMS sworn.

I have a partner, Samuel James. On the 3d instant, the prisoner came to our window, at a pane that had been broke the day before, and he was about the window, and I saw him take the piece

of goods out, and I pursued him; I immediately seized him, and at that time he had the piece of goods in his hand, endeavouring to hide it under the flap of his coat; he turning about, and seeing me, he endeavoured to give it to a companion, a boy that was with him, and dropped it.

Prisoner. A lady in the shop said it was not me, but another boy.—It was this boy. There was another boy in Queen Ann-street, but not at the window, he was with him round Queen Ann-street.

Prisoner. My father has been dead these two years, and my mother is ill; I was eleven years old last Tuesday.

GUILTY.

Publicly whipped.

Tried by the second Middlesex Jury before
Lord LOUGHBOROUGH.

86. **MARY GILL** was indicted for feloniously stealing on the 18th of November, one large table spoon, value 32s. the goods of Daniel Shay.

ANTHONY SIMMONS sworn.

I live with Daniel Shay; I and my master went down into Bath; he lives in Ely place, No. 35; when we returned from Bath, we found my fellow servant, John Durny, had an acquaintance, who came to my master's, and they broke the cellar-door open; and he treated them very well, and were intoxicated.

ALEXANDER LANE sworn.

I am a pawnbroker; I produce a spoon; I received it of the prisoner at the bar, the 19th of November; she had been in habits of pawning things in my shop; I asked her what it cost her; she said, they cost

G g.

cost her 11. 4s. a pair; I lent her half a guinea on it; she pawned it in the name of Ann Gill. (Deposed to by Simmons, as belonging to his master.)

Prisoner. I bought that spoon for 14s. of a jew, last Monday was five weeks. My Lord, I have got three small children, and a husband.

The prisoner called two witnesses, who gave her a good character.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Baron PERRY.*

81. ELEANOR JONES was indicted for feloniously stealing on the 18th of November, a silver tea spoon, value 2s. the goods of John Emery.

JOHN EMERY *sworn.*

I am a hard labouring man; I know nothing more than I can swear to my property.

Q. Is that your wife?—It is; we have been married twenty years; we were married at St. George's church.

———— EMERY *sworn.*

I am wife of the last witness; I knew the prisoner just a week, by sight; I know about her neither good nor harm, only that she took my property. No other person knew that I had such a thing but her; no other person was in my place; it was laying in a cup and saucer, upon the mantle piece.

Q. Then it lay open to any body that came into the house?—No woman ever came into my room but her; I lost it; and I found it again at the pawnbroker's; the prisoner pawned it.

Q. Had you pawned it yourself, or desired any body to pawn it for you?—

No, I missed it on the 18th of last month; I found it at the pawnbroker's the same day.

Q. How came you to go to the pawnbroker's to enquire for it?—I missed it.

Q. How came it into your head it was at the pawnbroker's?—I thought I would endeavour to find it. I first went to Brown's, I could not find it; I went from there to Mr. Wright's in the Ambrey.

Q. Had you ever pawned any thing at Brown's?—Yes.

Q. At any other pawnbroker's?—No, I went and asked, if any body had taken in a spoon, with three letters on it, I and two E's, they produced it.

ALEXANDER LANE *sworn.*

I am a pawnbroker, I know the prisoner; about nine o'clock, on the 19th of November, she brought a spoon; Emery's wife came about two or three hours after; I gave her 18d. Emery's wife asked me, if I had taken in a spoon, with three letters on it; I told her I had, and shewed it her. (The spoon produced, and deposed to.)

Prisoner. I went down into the yard, about eight o'clock in the morning, and I found the spoon by the sink-hole, and I took it, and went and made away with it; I never was in the woman's room; she cannot say I was in the room from Sunday night. Pray, Mrs. Emery, did you see me in the room?—No, but she was the only person that knew the spoon was in my room; it was in my tea cup the night before, when I went to bed, in the morning it was gone; I did not know she was in my room; but no other person had been in my room since I have been in the lodging but her.

Prisoner. I was down in the yard, and there I found it; she saw me standing by the street door when she came down, going with her husband's breakfast. My father

father is a master gardener to Lord Barington; my mother goes out a nursing.

Not GUILTY.

*Tried by the second Middlesex Jury before
Lord LOUGHBOROUGH.*

82. CHARLES OLIVER was indicted for feloniously stealing on the 11th of December, a leather housen, value 2s. the goods of Samuel Whitbread, Esq.

SAMUEL JORDAN *sworn.*

I am store-cellar keeper to Samuel Whitbread, Esq. Chiswell-street.

Q. Is he in partnership with his father?—No. On last Tuesday evening he lost a leather housen; our drays were standing in Play-house-yard; one of my men saw this man standing along side, and informed me of the matter, and took the prisoner in this act, and then they sent for a constable.

JAMES BURKITT *sworn.*

I was loading the two drays in Play-house-yard; I am a servant of Mr. Whitbread's; I was coming the hindermost dray, and coming to my fore horse, I saw this man cutting my fore horse's housen off, this was last Tuesday night; I am sure it was that man; as soon as he cut it off, he took it in his left arm, and ran up Golden-lane with it; I followed him, and was not above four yards from him all the time; he took it in his right hand, and threw it in a passage, within a door; I followed him, and in about ten yards I caught him, brought him back again to the house where he had thrown the housen in, and a man gave me the housen; and we took him to a house we serve, and had a constable. (The housen produced, and deposed to.)

Prisoner. I had been to look after work, and coming down Play-house-

yard, this gentleman ran after me, and cut me with the whip, and I stopped as soon as he told me, and he said, I had been cutting his leather off.

GUILTY. (Aged 20.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Baron PERRY.*

83. MARY ANDERSON was indicted for feloniously stealing on the 3d of December, two silver table spoons, value 19s. a silver tea spoon, value 1s. the goods of George Smith.

SMITH *sworn.*

I am wife of George Smith; the prisoner lived with me five months as a servant; she left my place in a very ill state of health; her sister washes my linen; as far as I can recollect, I missed one spoon, the 20th of October; and on the 3d of December I lost another table spoon, with a cypher and crest; the cypher is M. S. K. She left my service more than five months ago.

Q. What month was it she left your service?—I cannot recollect.

Q. Have you any account of these spoons you have lost?—I have from the pawnbroker. It is a painful task for me to appear against any poor creature, but I have suffered so exceedingly by servants, that it is necessary to make an example of them: a servant went and enquired, and found them at a pawnbroker's in Gravel-lane.

sworn.

I am a pawnbroker. I produce the spoons. (Deposed to.) The first table spoon was brought the 22d of October; the tea spoon some time in September; but I cannot say positively the day; and the

the other table spoon this month. I have known her upwards of five years to use our shop; I received them all of the prisoner at the bar; I supposed she was a servant; I knew her using the shop; bringing the things; she had not brought any plate before, but she had brought other things; she had brought her own gowns, aprons, and so on; I had known her some time, and she always had a good appearance.

Q. You must have known whether she was a servant?—No, I did not.

Q. I wish to know, whether you thought she was a person likely to have plate of her own property?—I did.

Q. What name were they brought in?—One was pledged in the name of Kirby; and the other in the name of Brown.

Q. Had you no suspicion, by her using two names, what was the common name?—Brown and I heard that she had been married lately, and had changed her name.

Q. How much did she get on these pawns?—The tea spoons 18d. and the other two table spoons 6s. each.

Q. You thought she had got up in the world, and mended her circumstances, coming out with the silver table spoons?—I saw the letter was K.

Prisoner. I have been four years in London, I never pledged any thing but in the name of Mary Laurance, that was my first husband's name.

Court to Prosecutrix. Did she come to your house?—She came frequently to fetch the linen away for her sister to wash; I lost many things during her service; I have no suspicion of her sister.

GUILTY. (Aged 30.)

Recommended by the Prosecutor.

Transported for seven years.

Tried by the second Middlesex Jury before
Lord LOUGHBOROUGH.

84. JANE KIRK was indicted for feloniously stealing on the 9th of October, a check apron, value 2s. a cotton shawl, value 1s. 6d. the goods of Christian Plasket, widow.

CHRISTIAN PLASKET *sworn.*

I live in Old Boswell-court, St. Clement's Dane, I am a lodger in a one pair of stairs room, I never saw the prisoner till three weeks after I lost my property, I don't know the woman; I hung some clothes out on the top of the leads, where I lodge, on the 9th of October last, a check apron and a cotton shawl were taken away, all the rest were left, the pawnbroker has them.

JOHN PAUL *sworn.*

I am a journeyman pawnbroker, a check apron was pawned and was redeemed at our shop, it is not in court, it was pawned in the name of the person whom she said sent her with it.

ANN SETTLE *sworn.*

The prisoner at the bar went with it herself, she came up into my room, and she told me that she had left her place, and her mistress would not pay her her wages, and she begged of me to let her put the things by the fire to dry, that she might summon her mistress for the wages, then I was going out, and the prisoner pledged the apron herself, I did not know it to be the property of Mrs. Plasket, nor had I any knowledge afterwards that it was her property.

RICHARD BROUGHTON *sworn.*

I am a pawnbroker, I have got a shawl, it was pledged on the 9th of October, in the name of Jane Kirk, I cannot say it was the prisoner at the bar, I took it in of somebody, but I cannot tell of whom; I never had any dealings with the prisoner at the bar knowingly; the ticket is Jane Kirk, No. 8, Holborn.

Court

Court to Ann Settle. Do you live at No. 8, Holborn?—I do.

Q. Did you see the prisoner when she came to your house in possession of a shawl?—She brought a shawl and an apron, I did not make any observations, I did not know but they were her own.

Prisoner. I know nothing about it, my friends are dead.

Not GUILTY.

*Tried by the Second Middlesex Jury before
Baron PERRY.*

84. SOPHIA TILLY was indicted for feloniously stealing, on the 3d of November, a metal watch, value 1l. one metal key, value 1d. the goods of Isaac Pilleau.

ISAAC PILLEAU *sworn.*

I was going through the Piazza's, one evening going to the play, and I could not get in, and this person picked me up, as I was with her I went to her lodgings, after I had been there some time, I took my watch out of my pocket, and lay it in the crown of my hat, the prisoner saw it, and ran down stairs with it, and I never recovered it; I advertised the watch, as it was a watch of value, on which I was advised to apply to some of the people at Bow-street, as in all probability I should get it; I thought to have prosecuted the receiver, but to my great surprise, I found I was bound over to prosecute the thief instead of the receiver; I was drawn into this prosecution; I have never seen my watch again.

Q. How did the advertisement lead to the prisoner?—By describing the prisoner one of the people at Bow-street found her, and told me he would take her up, and did, and brought the person who had received the watch whom she confessed she sold it to for 15s.

Q. How long was you with her?—Eight or ten minutes.

Q. How can you take on you to say this is the same person?—I could not be mistaken, because I took particular notice of her.

Mr. Knapp. Mr. Pilleau you seem a gentleman pretty far advanced in life?—Young enough for this business.

Q. Pray sir, what station of life are you in?—That is nothing at all to the purpose.

Q. It is to the purpose Mr. Pilleau?—I belong to a public office, I belong to the Bank, I am a clerk there.

Q. A single man I take it for granted?—I am not a single man.

Q. Perhaps you have children?—I have.

Q. How many children have you?—I have had a great many, I have six.

Q. Your wife living and six children at this time; so you was betrayed and seduced into this prosecution was you?—I did not mean to prosecute the girl, my motive was to prosecute the receiver.

Q. Now you never knew this girl before?—I never saw her but once before in the Piazza.

Q. Upon your oath did you never see her before she accosted you in the Piazza?—Not in her room, I saw her in the Piazza as I came by.

Q. On your oath have you not had frequent conversation with her? Mind what you are about Mr. Pilleau.—Not frequent, no farther than told her to go about her business.

Q. Was this once or twice?—Once, about a fortnight before.

Q. How happened it, sir, that you as a married man going to the play, and finding this woman, thought proper to go to her lodgings with her?—Because most men do foolish things sometimes.

Q. It is a disgrace to come with such a prosecution into court. And when you went to her lodgings they were in Parker's-lane, I believe?—I don't know.

Q. Do not you know Parker's-lane?—I did not know it before.

H h

Q. Now

Q. Now fir, when you went with this girl to these lodgings, did you agree to give her any money?—I did not.

Q. What did you go for?—For a lunching as most men do.

Q. Did you give her any thing?—She did not stand for that.

Q. You put the watch on the hat before her face?—I did openly before her face.

Q. You have never seen the watch since?—I have not, I wish I had.

Q. Do you know how old the prisoner at the bar is?—I think I have heard she is about eighteen.

Q. You are sure you never knew this prisoner before, and if any body was to come, and swear you had known her perfectly well a great many years, it would be a falsity?—It would.

Q. You never went with the prisoner at the bar before to her lodgings?—No, nor to any house whatever.

Q. When was it you went to the play?—The third of November.

Q. Did you meet the prisoner as you went, or as you came back?—I met her first as I went, and told her I could not stay, and desired her to go about her business.

Q. How long was it before you returned from the play-house?—About ten minutes.

Q. Where was the prisoner then?—In the same place, or thereabout, somewhere under the Piazza.

Q. Did not you appoint the place?—No, I did not, nor did I measure the ground.

Q. Do you know Mr. King's?—What Mr. King.

Q. Do you know Crown-court?—I don't know what they call Crown-court, I know no such a place much.

Q. Crown-court, Little Russel-street?—I don't know much or little either.

Q. You are treating us with shuffling at present?—You shuffle with me.

Q. Crown-court you don't know, out of Drury-lane, or out of Little Russel-street. Then you did not go with the prisoner at the bar, to a house in Crown-court a fortnight before this?—I did not.

Q. You are still a clerk in the Bank?—I am.

Q. Do you live with your wife and children?—Suppose I do, or do not.

Q. Answer my question, Sir?—I do.

Q. Do they know of this?—They do not.

Q. Do you know a person of the name of Ryder?—I do not.

Q. Do you know Union-place?—No.

Q. Union-place, Lambeth?—I lived there.

Q. How came you to say, that you did not know it; perhaps, now you have brushed up your recollection, you know a person of the name of Ryder, that lived there?—I do know him.

Q. Did your wife and family live there?—They did.

Q. Mr. Ryder had some family I believe?—He had.

Q. I believe there had been some complaints of very indecent conduct from that part?—What indecent conduct?

Q. It is not fit for a court of justice to be disgraced with the recital. Has not the Mr. Ryder that you know, complained of no indecent conduct that you have practised?—Mr. Ryder and I were on very good footing.

Q. Perhaps, I am putting a wrong term on the manner in which you thought proper to conduct yourself; you may not consider it indecent; you may call it decent?—I don't know what you mean, that has nothing to do with this.

Q. I will tell you what it has to do: there are some pails between you and Mr. Ryder's house?—You are wrong informed,

ed, if they told you so, there are not; there are high walls.

Not GUILTY.

Court. It is a great indecency; by the account you have given of yourself, there appears not the least degree of decency or modesty.

*Tried by the second Middlesex Jury before
Lord LOUGHBOROUGH.*

85. ABRAHAM BOLTON was indicted for feloniously stealing on the 9th of November, five linen handkerchiefs, value 18d. the goods of certain persons unknown.

ROBERT OSBORN *sworn.*

On Friday the 9th of November, I was at Westminster-bridge, seeing the Lord Mayor's shew; I had not been on the bridge above twenty minutes before I heard the cry of Stop thief; I turned myself about, and saw the prisoner run; I was along with Mr. Trip, and I looks out, and saw a man of a gentleman-like appearance, that says, that is he, he robbed me; accordingly I run after him, and as soon as I came up to him, he dropped an handkerchief from him; I picked it up; I asked him, if he had got any more; the constable came up in a moment or two more, and he was searched; there were three handkerchiefs in his breeches; I said to the gentleman, that said, that is my handkerchief; you come along; he said, no, he said, he would rather lose his property, than say any thing more about it; I went with him and the constable, and the prisoner was committed.

WILLIAM ASTON *sworn.*

I produce five handkerchiefs, a glove, and a tip of a gentleman's shoe, that I

found on him beside, three were in his breeches, one was thrown down, and the other I found in his pockets, after I got to Queen-square; I had them all of the prisoner; there was a man on the bridge, said one of the handkerchiefs were his, but he would not come forward to prosecute, so we were bound over with ourselves.

PHILIP TRIP *sworn.*

I was on Westminster-bridge the 9th of November; I saw the prisoner at the bar running; I immediately ran after him; my acquaintance ran likewise, and caught him before me; as soon as he caught hold of him, he threw an handkerchief down, and I am certain I saw three taken out of his breeches pocket.

Prisoner. I have nothing to say.

The prisoner's father and two more appeared to his character.

GUILTY. (Aged 15.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Baron PERRY.*

86. CHARLOTTE WALKER was indicted for feloniously stealing, on the 27th of November, two guineas, the monies of Peter Thomas Hilliard.

PETER THOMAS HILLIARD *sworn.*

On the 27th of November last, I left my master's house, by the desire of some gentleman there, to get a bottle of whiskey, at two o'clock in the morning; I am a servant to John Humphries, at the Globe, in Fleet-street; I asked a watchman, and I turned on my right hand towards Temple-bar, where he thought I could get such a thing; I then asked another watchman, and some gentleman directed

rected me across Shire-lane; a little up Shire-lane was the prisoner; she accosted me, and said, she would shew me where I could get it; with that she brought me up the lane, and desired me to turn up on my left hand, she then desired me to turn again on my left hand, which brought me into Ship-yard; she then shew me up a court; I looked; says I, there is no tavern this way; no, says the prisoner; nor one we don't want; accordingly, she seized me by the waistcoat, and tore it open; I gave a shilling to have nothing to do with the woman, finding myself deceived; while I was preparing to put my waistcoat together again; my left hand pocket I found open; the prisoner then left me with myself robbed of two guineas; I missed it instantly; with which she made off; I pursued her, and a little further on, on the left hand again, I found her standing in a necessary at the end of the yard; I called the watchman to my assistance, and he came, and took her immediately; my money was not found; she was immediately taken to the watch-house, and one Mr. Dobbings, the night constable, searched her, but could not find any thing but the 1s. she produced.

Q. Had you any connexion with the woman?—No, none at all; I was too anxious in my business.

Prisoner. I met him in Fleet-street, the city side of Temple-bar; he asked me, if I could tell him where he could get some whiskey; I went with him up Shire-lane; they were shut up; he turned down, and went to Ship-yard; they were shut up there, and he and I stayed at the end of a court together; he asked me, where I lived; I told him; he said, it was too far; he said, he would give me a shilling, if I would let him have connection with me in this court; it was close by a necessary; he wanted me to lay down in this necessary; I told him no, I did not chuse to do any thing of the like; he said, if I would, he would give me

another afterwards; I said, I did not approve of it; he said, I might be damned, and the 1s. too; he went away from me; I set on the necessary about a minute, having occasion to make water; I heard him speak to the watchman; says he, did you see a woman go by here; no, says the watchman; then she must be in the place where I left her, he said; he came to me, and said, I believe you have picked my pocket of three guineas; Lord, sir! says I, I have not told gold this good while, I have only this shilling you gave me; says he, watchman, I give charge of her; I was taken to the watch-house; the constable asked me, what money I had about me; I told him, but 1s. the constable asked him, if he gave me a shilling; He said, yes, for charity; the constable asked me to strip my clothes off; I did to my shift; he searched even my bonnet and cap. The constable said, I have found nothing, and if, you think, I have not done you justice, take and strip her again. The gentleman at Bow-street told him, it was impossible for me to rob him if he had no connexion; he said, he believed, I must come on the side of him in some odd manner, and take it out of his pocket; he asked him, what he gave the shilling for; he said, he gave me the shilling out of charity, and had nothing at all to do with me, nor I had nothing to do with him, than I have to do with him this moment; if I had robbed him, I would not have stopped in the same place as where he left me.

Prosecutor. She deceived me, by not directing me to the place I thought she would; she tore my things all open.

Q. How could she get her hands into your pocket?—I cannot say.

Q. Where was your money?—In my left hand breeches pocket.

Not GUILTY.

*Tried by the first Middlesex Jury before
Lord LOUGHBOROUGH.*

JONATHAN

86. JONATHAN HARDING was indicted for burglariously and feloniously breaking and entering the dwelling house of James Dyer, about the hour of six in the night of the 6th of December, and burglariously stealing therein, eight china boxes, mounted with base metall value 5s. the goods of the said James Dyer.

JOHN GORE *sworn.*

I am a porter; I lived with Mr. Adams in the Minories, but I have come away now; I was coming along Bishopsgate-street, on the 6th of December, about a quarter after six o'clock in the evening, and I saw this man come up to Mr. Dyer's shop window; he keeps a toy shop in Bishopsgate-street; I saw him break the glass with his elbow, and put his hand into the window; it was the shop window; I could not see what he took out; I immediately followed him down Houndsditch; it was, I believe, about twenty or thirty yards down Houndsditch; I see him lay down the piece of broken glass; I immediately crossed over Houndsditch, and he made up towards Bishopsgate-street; then he went and crossed over there towards the church, and I goes to the shop, and says, Have you got a man that can take a man, that has broke your window; and he crossed over, and came to the same side of the way again; as he was coming by the shop, I and the young man of the shop took him into the shop, and while they were gone for an officer, he puts his hand into his pocket, and says, I have got some of the property, and throws them on the counter, eight boxes, and he said, here they are, I find I must go.

JAMES DYER *sworn.*

I live in Bishopsgate; on the evening of the 6th of December, my lad was called down a little after six in the evening; in the course of two or three minutes, my wife called me down; when
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I came down, I saw the prisoner in the house; I expostulated with him for some considerable time, and he, at last, put his hand in his coat pocket, and pulls out a parcel of china boxes, to the number of eight toy boxes, and put them on the counter, and says, I see you have me, and I must go to Botany bay.

ROBERT STEWARD *sworn.*

I am patrol of Bishopsgate-street I happened to be walking down the opposite side of the way, near on the time he was taken into the shop; I went to see what was the matter; I took the boxes into custody, and sent for an officer; I gave charge of him; I searched him, but found nothing else on him; I delivered the boxes to Supwell.

— SUPWELL *sworn.*

I am a constable; I produce eight boxes. (Deposed to.)

Prisoner. I was going up Bishopsgate-street, a boy ran by, and said, Take these here; take what, says I, take these, says he, I took them; they cried out immediately, Stop thief; and I was taken and searched.

Court to Gore. Was there any other person at the window besides him?—No.

Jury. Did you see him break the window?—I did, he broke it with his elbow; and I saw him lay a piece of glass down in Houndsditch.

GUILTY of stealing, but not of the burglary. (Aged 33.)

Transported for seven years.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

87. JOHN SIMMONS was indicted, for that he on the 6th of December, with a certain offensive weapon, called a stick, which he then and there, in his right hand

hand had and held; on John Barlow, unlawfully and feloniously did make an assault, with a felonious intent to rob him.

A SECOND COUNT, for that he on the same day, feloniously did make an assault on the same person, and in a forcible and violent manner, feloniously did demand his goods, chattels, and monies, with a felonious intent to rob him.

JOHN BARLOW *sworn.*

I live in Holborn, on the 6th of this month, I was coming out of the country, coming down Cow-lane, a few doors down Cow-lane, there was a bit of a dispute with somebody, there were three of them stopped me, I was on horse back, they struck me first before ever they said any thing to me. Three young men about the prisoner's size; I was stagnated almost with the blows I received over the temple; they had long sticks a piece, I resisted to go forward, the mare knocked one or two of them down, but there was always one or two of them up, and they beat me back again to Smithfield; they did not ask me for any money, they said, I must give my property, or they would have my bloody guts, they repeated these words several times before any body came up to my assistance; I rode up to a public-house and hallooed out, and somebody came by, and they ran away; I would not pretend to be positive that this man was the man that struck me or demanded my money; they were all pretty much alike, and it was very dark; I am positive he was one, he had a stick in his hand; I was advised to follow them, I did, and they ran down Chick-lane; this man was taken in about five or six minutes; I saw him in six minutes, or rather more. I have no doubt he is one of the three.

JOHN EADES *sworn.*

I am a porter at Leadenhall market; on the 6th of December, I was coming

up Cow-lane, from a job of work between five and six, very nigh six, at the top of Cow-lane, I saw three men with sticks in their hands, and they turned this gentleman's horse about several times, and struck both him and his horse several times, and they made use of words take his property, or cut his bloody mouth open, or rip his guts open, they said this different times over; I never lost sight of the prisoner till I took him, with that when the gentleman rid up to the public house he called for assistance, and they turned down to the top of Chick-lane, and I followed them, I caught hold of two, but one got away, and this one I took, I am sure he is one of the three.

Prisoner. Was I coming up Chick-lane or going down?—You were all three together going down, and I never was above three or four yards off.

Court to Barlow. Had you ever quarrelled with these people?—I knew nothing of them before.

Prisoner. I had been to my mother, and I was very much in liquor, and coming right down Long-lane, coming that way there was two more young fellows walking before me, they hit this gentleman, and run away, and this man came, and was riding, and struck one of the two first, and then they struck the gentleman.

GUILTY. (Aged 29.)

Transported for seven years.

Tried by the London Jury before Mr. COMMON SERJEANT.

88. RICHARD BLAKEMAN was indicted for feloniously stealing, on the 8th of December, thirteen pounds weight of beef, value 4s. the goods of Joseph Calaway.

GEORGE SIMONS *sworn.*

I am a butcher's boy in the Market to Mr. Waghorne, a butcher in Fleet-market;

ket; I was coming down the market on the 8th of December, at about half after eleven o'clock at night, and I saw this man take an edge bone of beef from the board, he went down with it and got under the carts at the back of the door; directly John Roe came out; I having told him before; he lives along with Mr. Calaway; he heard me say to John Roe, that a black man had taken an edge bone of beef, and that was the reason why he got under the cart.

2. Had you lost sight of him?—I see him whip round the corner; I am sure it is the same man.

JOHN ROE *sworn.*

I am servant to Mr. Calaway; Simons came and told me the black man has got your beef; I goes out and I went by the side of the cart and he heaved the meat out from underneath the cart and I went to lay hold of him and he hit me directly.

Prisoner. You see me underneath the cart?—I did, it is Mr. Calaway's property, there was no meat near there till then; when he struck me another came up and then we took him.

JOHN LLOYD *sworn.*

I am a watchman in the market; I saw this man with a piece of beef under his arm, presently he got under the cart and John Roe came out to him.

Prisoner. Please your lordship I wanted a bit of salt beef to buy, I took this bit up and threw it down again; I wanted to do a job by myself and I got under the cart and they came to me; they found the meat again on the block where I put it.

GUILTY. (Aged 27.)

Imprisoned twelve months and publickly whipped.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

89. FREDERICK FALL was indicted for feloniously stealing, on the 5th of December, twenty-four pounds weight of stone blue, value 16s. the goods of Henry Sutton, John Keene and Joseph Smith.

JOHN KEENE *sworn.*

I live on Garlick-hill, a manufacturer of stone blue and mustard, my partners names are Henry Sutton and Joseph Smith; we frequently missed the blue which we conceived must have been stolen; the prisoner at the bar worked for us about sixteen months, he worked more particularly in the manufactory of mustard, he managed the horses, the mills that manufactured the one did the other; but still the mustard-maker has no business with that part of the manufactory where the blue was manufactured; he might occasionally have worked at the blue, but he had not for some months past. On the 5th of November very late in the evening, Hall, a city constable, and another man called and told me they had him in custody; I attended the Lord Mayor's court and the property was there produced.

JAMES HALL *sworn.*

I am an officer belonging to the city. On the 5th of November last, near nine o'clock in the evening, I and some more officers were going up Petticoat-lane, we observed the prisoner at the bar with a bag on his shoulder, he stopped at the door of an iron shop, a suspicious house, we crossed over the way, went to him immediately and asked what he had got there; he said, he had got some blue; I asked him how he came by it; he said, he met a man and gave him 5s. for it; I immediately took him into a public house close on the spot; I then asked him if he knew where to find the man; he said, no, I then asked him where he lived; he made no answer, but that he

he worked on the Keys at different places; he hoped I should not detain him; I told him I must take care of him; immediately I then carried the blue and took the prisoner to the Compter, going to the Compter he said, it was his first offence and desired me to let him go.

— JOSTIN *sworn.*

I am an officer; I was in company with the last witness Hall and two more, on the 5th of November between eight and nine; going up Petticoat-lane I observed the prisoner at the bar with this bag on his shoulder at an old iron shop; I crossed over the way and took it off his shoulder and asked him what he had got; he said, he had got some indigo blue that he had bought of a man for 5s. (Produced and deposed to particularly twenty-four pounds of it, having a particular mark and never sold in that state.)

Prisoner. My lord I would wish you to be as favourable as you can; I can say I know nothing at all of this, these men will swear my life away for the sake of the money.

Court. Your life is not in danger, but your liberty is.

The prisoner called one witness to his character.

GUILTY. (Aged 20.)

Transported for seven years.

Tried by the London Jury before

Mr. COMMON SERJEANT

90. ELIZABETH STATUM was indicted for feloniously stealing, on the 18th of April, three muslin handkerchiefs, value 3s. a piece of silk lace, value 6d. a lace tucker, value 6d. a pair of cotton stockings, value 6d. the goods of Thomas Reynolds.

Mrs. — REYNOLDS *sworn.*

I live at Kensington; I lost some things while this girl was in my service at different times, and I spoke to my servants about it and they all seemed to be innocent; the prisoner came into the kitchen one day and said, she thought she knew the thief; I asked her who she suspected; she told me she suspected the house maid; I asked her what reason as I myself had none; she said, because she had picked up a piece of lace of mine, and had not delivered it when it was enquired for; I called the girl and the girl cried very much, and asked her how she could accuse her, and said, she would go before a justice and clear herself, and declared she knew nothing of the things; then I was very angry with her for accusing this girl whom I thought to be innocent, and I desired her to get her things and go out of the house; she was my upper servant; she brought her box down and came into the parlour to me, and said, madam, I have brought down my box will you please to examine it before I go; I said, I will, and examined her box and found nothing in it; I found some little things but they were of no consequence; I told her to get her cloak and I would discharge her; I looked at her bosom and I saw something look very large; I asked her what she had got there; she said nothing of mine; I insisted on seeing and the things I took out of her bosom; she says, these things my daughter gave her to mend, and I don't know the contrary, they were not given by my knowledge.

Q. Are your daughters here?—They are.

Mr. Garrow. They are here but they are my witnesses, I sent them out as my witnesses.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice ASHURST.*

SARAH

51. SARAH DUNKIN was indicted for feloniously stealing, on the 29th of October, a woman's cotton gown, value 8s. and a man's linen shirt, value 10d. the goods of Thomas Huster.

MARY HUSTER *sworn.*

I am wife of Thomas Huster. On the 29th of October I lost the things in the indictment, they were in the one pair of stairs, No. 1, Newtoner's-street, Holborn; I had left the shirt on a horse and had told the girl to fetch it down and she went out; before she came back I went up, some time after I went up and I missed the shirt from the horse, she was gone out for a pail of water, when she came back I thought the shirt might be about the bed where the children lay; I called her up and asked her where the shirt was that was on the horse; she said, she did not know where it was; says I, do not you know where it is; says she, perhaps it may be in the box; I went to the box and the first thing I missed was a gown; I asked where is the gown and shirt; she fell on her knees and said, she wished God might strike her dead if she knew any thing about it; I insisted on it she did, says I, I will give you an old pair of shoes if you will tell me what you have done with them; for I told her she must have pawned them or something; she said at last, she had given them to her mother.

Q. How lately before had you seen this gown and shirt?—I sent her up on the 29th of October, and I missed them on the first of November, I put the gown in the box, on Monday morning, and the shirt on the horse on Tuesday night; it was the day afterwards on Wednesday that I missed the shirt; on the Saturday after, one Mrs. Fitzgerald says to me, have you lost your shirt? Yes, I have, says I, says she, you must come over to Mr. Dover's, the pawnbroker's, and see

whether it is your shirt; and I went over and it was my shirt.

SARAH VAUGHAN *sworn.*

I am servant to Mr. Dover, this shirt was brought and I took it in on Tuesday, the gown was pledged on the 29th, we stopped the shirt, did not take it in; it was brought by a person, who called herself Fitzgerald, she pledged the gown in that name. The person that brought it, was admitted an evidence against this girl, and she has run away; she brought the shirt and we asked her whose it was, she said it was Fitzgerald's, I told her I would take it in of Fitzgerald, but I would not take it in of her; she fetched Mrs. Fitzgerald, and Mrs. Fitzgerald came; and she said this girl has brought me to own a shirt, that I know nothing about; she said that the girl lived at the Bell, a public house in Newtoner-street, a servant, she did live at the Bell, and we sent over to her master; then immediately Mrs. Fitzgerald found out that this woman lost her things, either this day or the day after.

Court to Prosecutor. All you know about this girl's taking them is, that when you taxed her with it, she then said she had given them to her mother?—She did, and nobody else goes into the room but the prisoner and me, and two children; she said she met her mother in the street, and gave them to her.

The prisoner called two witnesses to her character, and who proved she was not rightly in her senses at times.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. Justice ASHURST.

92. ELIZABETH CARTER and ELIZABETH FORD were indicted for feloniously stealing, on the 8th of November,

November, nine guineas and three shillings in monies numbered, the monies of Benjamin Painton, in the dwelling house of Edward Macclew.

(The case was opened by Mr. Garrow.)

BENJAMIN PAINTON *sworn.*

I am servant to Mr. Millworth, he deals in corn and lives in Sutton-street; these girls picked me up the 8th of November between seven and eight in the evening; it was Elizabeth Carter, she took me to a house in Sharp's-alley; I have learned since that it is Macclew's house, otherwise mother William's; we went up stairs; I agreed with Elizabeth Carter for six pence; I gave her a shilling as she wanted some gin, she gave it to Ford to get some gin, then we were going to the agreement and she picked the money out of my pocket; we were both laying on the bed; she pulled the money out of my pocket, and I felt her; it was in my breeches pocket, it was in a purse; I thought she had put her hand into my pocket; I caught hold of her pocket and pulled it off; there was nine Guineas in my purse and some silver; I am sure to the sum; I had not had any strong beer nor spirits, I had nothing but small beer that day; I am certain I had the money when I laid on the bed; I took the six-pence and shilling from the same purse in the same room, I got aside, after that I put the purse back again into my pocket, which was not above a minute or two before we laid on the bed; I found nothing in her pocket; after we had tumbled some little while Elizabeth Ford came up and collared me and tore my shirt collar; after I had tumbled with them Mrs. Macclew came up and I was obliged to throw them down; they would have been too much for me if I had not looked sharp; mother Macclew came up and asked what was the matter; I told her

they had taken my money; she asked me how much; I told her nine guineas and some silver, and then she persuaded this Elizabeth Carter to give it up again; she said, she had not got the money; I told her she must have it or know where it was; she said, no; after that Mrs. Carter shewed me the purse laid down in the room just by a bed, not that bed we had been upon.

Q. From the situation you was in with respect to your clothes, was it possible for this purse to drop out?—It was impossible because the pocket was buttoned. They were cloth breeches.

Q. Even if it had not been buttoned, could the purse have come to that place where you saw the purse lay?—It was from one side of the room to the other, one shilling laid down by the purse; they were searched in the watch-house but not in the room; I never got but one shilling.

Q. How long had you been earning this?—It was all that ever I got all my life long; I am quite certain as to the girl Carter, she was never out of my custody.

Prisoner Carter. I never saw him till he was in my room, and Mary Williams gave me the purse.

MARY WILLIAMS *sworn.*

Mr. Macclew is my man; I am not married to the man.

Q. Then this is Edward Macclew's house?—It is.

Q. Was you there when this poor foolish fellow came in?—It was Elizabeth Carter came in about seven o'clock in the evening, and asked me whether she could have a lodging there; I answered, yes, and put the light on the stairs, and she went up stairs; she had not been up stairs long before I heard a noise up stairs.

Court. Did any body come in with her?—I did not see any body; I put the

the light on the stairs and shut the door.

Mr. Garrow. It is not polite to look at your customers. How long had she been up before you heard a noise?—About a quarter of an hour; I heard a man crying out that he had lost his money; I went up stairs and I found there was no light in the room; the man said, I will be obliged to you to bring up a light; I went down stairs and I fetched a light; I found the man and Elizabeth Carter in the room, and I cannot say whether Ford was in the room or came up after me; I found the candle in the room that I put on the stairs, that was out; I took the light and the man said, he had lost his money; I asked how much; he said, a good deal; the man pulled at her pocket, and she strove to save it, and they were all three on the ground again, and then the candle went out again. The candle was on the window.

Q. How did it go out?—Upon my word I cannot tell, I was standing at the door; I think it was put out by their struggling in the room in getting at her pocket, and so I went for another light, and I came back and the man said, he would not leave the room till he had his money; I begged very hard for them to give the money if they had got it; I did not see the man pick up the purse nor the shilling at the bed; I really was frightened.

Q. Did not you see the purse picked up?—I cannot say I did.

Q. Can you say you did not?—Indeed I can say I did not; I did not upon my soul.

Q. How long have you known Mrs. Carter, Mrs. Macclews?—I have known her a good while.

Q. What was the expression you used when she asked you for a lodging?—I put the candle on the stairs and said, But you must not make any noise.

Q. What noise did you expect her to make, did you expect that a decent young woman would make a noise?—Because she had been in my place before and made a noise.

Prisoner Carter. When I was distressed for a lodging I goes to her and said, Mrs. Williams will you be so kind as to let me have a lodging; she gave me a candle and told me to go up into the two pair of stairs, and that man was in the room walking about.

ELIZABETH GRAY *sworn.*

I live near Macclews's house; the first that I heard of it, was that the man said, he would not go without his money; some of the neighbours said, why was not the patrol there; I went to the patrol and gave him notice to go to the house.

WILLIAM MULLEINS *sworn.*

I am a patrol; I went in consequence of Mrs. Gray's information; I took them into custody; I did not search them; I did not see any thing of the purse. (The purse produced and deposited to.)

Prisoner Carter. I was distressed for a lodging and went to Williams's house; she gave me a light; I went up stairs and that man that is standing there, directly laid hold of me and said, I was the person he wanted; I asked him why, he said, he had been robbed; I called out for assistance, Mary Williams came up; I told him not to ill use me, but call for assistance, and I would not go out of the house till a constable came, when he came I was directly taken to the watch-house and searched before that man's face that is standing there; this young woman was not in my company, I never had the money though I have been lying in prison ever since.

Elizabeth

Elizabeth Carter **GUILTY** of stealing
but not in the dwelling house.

(Aged 22.)

Transported for seven years.

Elizabeth Ford not **GUILTY**.

Tried by the first Middlesex Jury before

Mr. Justice ASHURST.

93. JOHN SHAW was indicted for feloniously stealing, on the 10th of November, a piece of oak timber four feet and a half in length, value 2s. the goods of Thomas Winkworth.

THOMAS WINKWORTH *sworn.*

I am a carpenter; I lost a piece of timber at the corner of Jewin-street, in Redcross-street, Cripplegate, out of a hoard which is usually put up about buildings to be pulled down to keep the property together; I saw the timber the same day it was stole, which was on the 10th of November last; I did not see the prisoner take it, it was in the constable's hand at my own counting house.

WILLIAM FRANCIS *sworn.*

I am a publican; I took the prisoner coming out of the hoard with it, he had it on his shoulder; I came up to him and asked him what he was going to do with that piece of timber; he said, he was going to carry it to his master; I told him he must carry it a door or two further; I made him bring it to our door; I had him taken into custody and had him taken to his master; the timber was taken into our house that night.

Court to Winkworth. How came the timber at your house?—It was brought by Wharton the constable and the prisoner while I was paying the men; I can particularly swear to this timber

because I had a piece cut off for a small house I am building in Worship-street; this man was a servant of mine a labourer; about a fortnight before I had discharged him; I had marked this piece for the man to cut it as is usual with a bit of chalk; the marks are not on now.

Q. Were they on when the constable brought it to you?—I did not examine it then; I have tried it the next day with the other piece of timber, and I found it answer exactly.

Prisoner. I did it for real distress and want; I had not a farthing in the world nor could I get any relief from the parish where I belong to; I took a piece of wood whether it is the same or no I cannot tell.

RALPH STOCKDALE *sworn.*

I fastened up this hoard between breakfast time and dinner time between ten and eleven o'clock.

Q. When did you first know it was broke open?—About half after six in the evening; it was locked with a stock lock; the lock was wrenched open.

Court to Francis. What time was it you took the prisoner?—About half after six in the evening.

CHRISTOPHER WHARTON *sworn.*

I took the man with it on his shoulder; I see him coming out of the hoard at the same time Mr. Francis did; he said, he took it to get some money to pay his lodgings for he had got nothing to pay his lodgings; that was all I heard; the timber at that present was left with Mr. Francis, afterwards it was taken to the prosecutor.

Not **GUILTY**.

Tried by the London Jury before

Mr. RECORDER.

ANN

94. ANN MACARTHY was indicted for burglariously and feloniously breaking and entering the dwelling house of Bartholomew Dorgan, about the hour of three in the afternoon, John Dorgan being then in the said dwelling house, and burglariously and feloniously stealing therein, two cloth coats, value 15s. two linen shirts, value 3s. a pair of velveret breeches, value 6s. a cloth coat, value 2s. a woollen blanket, value 3s. the goods of the said Bartholomew Dorgan.

JOHN DORGAN *sworn.*

I live in George-alley, St. Andrew's parish; I live in one house with this man that was robbed, he is an uncle of mine; this woman came up two pair of stairs where I was enquiring for a person at the house; I told her there was no such person, with that she made an intent to go down stairs and stopped at the one pair of stairs for the space of ten minutes; with that I heard her at this room door; I came down and I turned her out of the house; she returned back and hanged on the lock of the room door supposing to get it off; she was at the lock near an hour before she could get it open; I stood at the one pair of stairs and saw her down at the ground watching her breaking the lock open; she went in and shut the door to after her on the latch; I went and told James Ragan that she was there, and said, James Ragan come down, and he and I watched at the door till she came out, coming out I apprehended her with the bundle under her arm and took the cloak off her shoulder; I took them both from her before John Ragan, and sent for a constable and gave charge of her.

JOHN RAGAN *sworn.*

I was in the house when John Dorgan called for me; he told me that this woman entered the house and broke open

the lock and I went to the door and met her, and she had the cloak on her shoulders and the bundle under her arm; I stayed at the door till she came out (The things produced and deposed to by John Dorgan, Bartholomew Dorgan being blind.)

Prisoner. This man called me in and had me up stairs; I had 2s. 3d. tied up in an handkerchief and they took it from me; I was making a report about losing my money and they came and pushed me down one pair of stairs, and I attempted to scream out, and they shut the door and they opened it again and I went out; when they pushed me down the one pair of stairs I thought my neck was broke; I thought he was going to give me my money; he called me in and told me to go and pawn these things for him; I told him I would not, with that he told me by Jesus Christ that made him if I would not he would rip me open with his knife; so I would not and I screamed out; so he went and called the constable and told him that I was going to steal them and break open the door, which I know no more about these things if I was to be burned like that candle there; there were no witnesses but the people that came into the house.

Jury to John Dorgan. Was you acquainted with the prisoner previous to this transaction?—To the best of my knowledge I never saw her before.

Q. How came you to be an hour watching her?—We stayed there to see what she would do; as she came up and asked for a person that did not live in the house.

Q. What is the value of these things?
Bridget Dorgan. About 30s.

GUILTY of stealing but not of the burglary. (Aged 25.)

Imprisoned six months and fined 1s.
L 1 ELEANOR

92. ELEANOR LLOYD was indicted for feloniously stealing, on the 6th of December, eight pounds weight of mutton, value 2s. the goods of Richard Hamborough; and

ANN LLOYD was indicted for feloniously receiving the same knowing it to be stolen.

RICHARD HAMBOROUGH *sworn.*

I was at my shop on the 6th of this month, Thursday, my son came to me and told me we had lost some mutton, and said, it was taken by a servant maid and carried to a sister of her's; I went and saw the mutton at her sister's house, Ann Lloyd; I cannot swear it was my mine. I saw it and examined it exactly.

Prisoner's Counsel. You speak like an honest man, I think it must be a very nice point to swear to a piece of mutton.

Both not GUILTY.

Tried by the first Middlesex Jury before

Mr. Justice ASHURST.

95. CHARLOTTE THOMPSON, ELIZABETH THOMPSON and MARY ROBINSON were indicted for feloniously stealing, on the 12th of November, a silver watch, value 2l. 10s. a steel chain, value 6d. a steel seal, value 6d. a base metal key, value 1d. the goods of Robert Kirkpatrick.

ROBERT KIRKPATRICK *sworn.*

On the 11th of November I lost a watch, nearly a new one, it cost me seven guineas, I valued it at 1l. 10s. a steel chain, a steel seal and a metal watch key. I was going along the Strand, Charlotte Thompson was standing with several of them at the corner of an alley further on with another woman, and she took hold of my arm, she was on the right side of the Strand as I was going up, and she

asked me to have a glass of wine, or something of that sort; I refused giving her the wine, and she still kept hold of my arm till we got to the corner of a passage when I stopped with her; we had not stopped above a minute or two, but I put my hand into my pocket and missed my watch; I was not sensible when she took it; I asked her if she had got it; she said, she had not got it and laughed, and just as I missed it I turned round, and the other women that were with her was gone; at the time I first met her there were two other women with her; but she stayed with me till the watchman came up voluntarily; when he came up I gave her in charge to the watchman; she was taken to the watch-house and searched and nothing found on her; the other two women was not near me, they were within a yard or two, I don't think they were near enough to touch me; she had got hold of my right arm and I never let her quit my hold till I charged her with the watch. I was sent for to the public office in Lemon-street; these other two women were in custody and the watch was found on them; I saw the watch at the office; I advertised the watch next morning with a reward; but I found it was taken immediately. I went on the 12th, they were taken on the 11th.

Mr. Garrow. Mr. Kirkpatrick I believe these ladies were apprehended in the neighbourhood of East Smithfield; that is a considerable distance from the Strand?—It may be, I don't know where it is, I am a stranger in town.

2. Very likely then your curiosity might lead you to converse with more ladies than one;—I believe there was another spoke to me somewhere in the Strand.

2. You seem a good humoured pleasant man, and no doubt inclined to indulge the

the ladies as far as in your power: did you stop any length of time?—No.

Q. Pray Mr. Kirkpatrick where had you been spending your evening?—In Covent-garden.

Q. Drank a little of course?—Yes, a little.

Q. Had you been in Maiden-lane?—No.

Q. Pray Mr. Kirkpatrick how lately before you came into the Strand did you know you had your watch?—I had had my watch when I was in Covent-garden.

Q. You had been at the coffee house that evening?—I had been at the Carpenter's-arms in the middle of the Garden.

Q. This is one of the early houses; I observed that the expression you used when this was fresh in your memory was, that you verily believed that you had the watch when you went out of that coffee house?—If you will give me leave to explain it, I think it necessary. Some gentlemen had gone to that house and had had a little supper and drank some liquor there; one of them there pulled out my watch; he said, I think you are rather poorly, we will try how your pulse beats.

Mr. Garrow. I believe then I need not feel how your pulse beats any further.

All three not GUILTY.

Tried by the first Middlesex Jury before

Mr. Justice ASHURST.

96. ELIZABETH HARRIS was indicted for feloniously stealing, on the 17th of December, a watch with a case made of base metal, value 2l. a man's cloth great-coat, value 5s. a pair of silk stockings, value 1s. the goods of Thomas Parker, in the dwelling house of John Conte.

THOMAS PARKER *sworn.*

I am a manufacturer. On Friday the night of 7th of December, between the hours of eleven and twelve; coming from the west-end of the town, something disguised in liquor, I was accosted by the prisoner, (to the best of my recollection) in Broad-street, St. Giles's, and solicited to accompany her to her lodgings, which, at that time, I did not know where they were. I went with her.—I was conducted up to a one pair of stairs room, where there was then a light, and a small fire.—I was there about a quarter of an hour.—I was then further solicited to take off my clothes. I did; and I went to bed with her.—How long I was I don't know; but I fell asleep very soon, from the effects of the liquor I had drank. I awoke; and reflection and recollection came across me so strong, that it alarmed me a great deal. I enquired what o'clock it was.—My reason for asking this, was, I had hung my watch close by the bed-side, on the corner of the chimney-piece, which I then missed. The chimney-piece is not a yard from the bed, to the best of my remembrance. Missing my watch, I immediately got up, and was going to dress myself. I should observe to your lordship it was then dark; my clothes were removed all about the room, and when I wanted them I found sometimes one, and sometimes the other; finding my situation to be such, I called out and gave an alarm; the prisoner asked me what I wanted, why I made such a noise; I told her I thought there was sufficient reason, as I have been robbed, and as such I would wish to know what was become of my watch, she said she knew nothing about it; the alarm I had given brought some persons into the room; but whom I cannot tell, one was a woman, and the other was a man; the man enquired what was the matter, I told him accordingly, I had been robbed, I missed

I missed a shirt pin, a pair of silk stockings, a man's cloth great coat; my pocket I found had been rifled; the man that came into the room said I am sorry for it, I will go down and call my father, he went down and came up again, and said his father was coming; he came and brought his father, and we came down into the street and called the first watchman near; his name is Edward White, he called another watchman, who soon came, we all went together, and we found the door shut and the padlock on it; they opened the door and we went in, and nothing could be seen but a number of my papers laying about the floor; we came down stairs again, on that I was taken to the watch-house, at St. Giles's, I went there with the watchman; I then related to the constable of the night the circumstances, I had no money left, as such I intended to stay there, having to go home in the morning; about seven o'clock in the morning the watchman White, brought the prisoner in with another woman, the prisoner had on my great coat as stated in the indictment; the master of that watch-house, Mr. Rundly took the coat off from her back; I can swear it to be mine, the woman I believe had nothing on her.

Q. You admit yourself to be so very drunk that you fell asleep as soon as you got to bed?—It was not from the quantity of liquor, but the badness, that made me drunk; I had not drank more than six-pennyworth of rum and water, I might have drank a little more of porter that day, I had called at a house in the evening.

Q. Was you sober enough to know that you had your watch about you?—I am sure I had, and the pin to the best of my recollection I slipped into my coat pocket where my pocket book was.

Q. Had you any light in the room?—When I went into the room there was a light and a fire.

Q. What was your watch?—A metal watch.

Q. Did you ever find your silk stockings again?—No.

Q. What did you do for a pair of stockings?—I had two pair on, I had a pair of under ones, under my silk stockings, I found the one pair, but the silk ones I lost.

Q. What might the value of this watch be?—15s. or 20s.

Q. What might be the value of your silk stockings?—2s.

Q. What might be the value of this pin?—15s. or 20s.

Q. Now in whose house was you at this time?—It was No. 6, Parker's-lane, John Conte I recollect being told is the owner of the house.

Q. Had you made this woman any present?—I suppose I had, for I had no money about me left.

Jury. Do you think from the state you was in you can speak to certainty how long it was before you went to bed?—About a quarter of an hour.

Q. Do you mean to swear that is the woman?—It was.

Q. You was in a drunken state and don't know whether you made her a present or not?—I had made her a present.

Q. How do you know it is the woman?—I do know that.

Q. Have you any other reason than from the recollection you have of that time?—No.

Q. Suppose you had not seen her that morning, or she had been brought without the great coat, should you have known her then?—Yes.

Q. It is very extraordinary you should be able to swear so exactly to the person of the woman, and yet not know whether you gave her money or no?—By that, I meant

meant that I did not conceive she had taken any money from me.

EDWARD WHITE sworn.

I am a watchman; to the best of my knowledge I believe it was about three o'clock, when this gentleman called me; I was calling the hour of three, down Parker's-lane, and he said he had been robbed; I asked him what he had been robbed of, he recollected he had been robbed of a pair of silk stockings, a watch, &c. I went and fetched another watchman, and went down to the house immediately; it was John Conte's house; I knew the house before he lived in it; I fetched the other watchman and went up stairs, and there was a padlock on the door; I have been a watchman there seven years; I put my hand on the padlock, and I saw it was fastened, and the staple came out, and I went in, and there was nobody in the room at all; we searched the room all over, we could find nothing but papers thrown about the room; the prosecutor said he had no money, he said the best way would be to go down to the watch-house; so I went along with him to the watch-house; and when I came with him to the watch-house, I told him that if he would give me his number where he lived, very likely I might find it out who had robbed him; he gave me his directions, I went back on my beat; about half after six in the morning I called the same watchman, and we went up to the same room; and I found the prisoner at the bar laying on the bed with another woman, and she had this great coat on her; I asked her whose coat it was, she said it was one of Jack Hall's; that was a man she lived with some time back; I told her, I must take her down to the watch-house; and when we came there the prosecutor he said it was his coat. (Produced and deposed to.)

VALENTINE RUMBLY sworn.

I am watch-house keeper; when the watchman brought the prisoner into the watch-house; he said he had got the prisoner that had robbed the gentleman; that was about seven o'clock in the morning; as soon as the prosecutor saw the prisoner, he said that is the woman, she has got my great coat on her back; now he said there was some of the buttons broke; I immediately made her pull it off her back, I looked at the buttons and some were broke.

Prisoner. I had a young child bad with the small pox, I had been to see it at the nurse's how it was; coming along Holborn, I met this gentleman, he said he wished to go to bed, for he had not a farthing of money about him, and that he would leave me his great coat in pledge till the morning; he awaked in the night and said he was very dry; I got up in the morning, put on his coat and went for some purl, when I came back I found he was gone.

Not Guilty.

Tried by the first Middlesex Jury before

Mr. Recorder.

97. PATRICK KEEFE, was indicted for feloniously stealing on the 1st of November, 30 pound weight of lead, value 5s. affixed to a certain dwelling-house.

In a 2d COUNT, he was charged with feloniously ripping the lead, with intent to steal it, and several other Counts for the same felony, only varying the manner of charging it.

JOHN HARRIS sworn.

I am master of the work-house St. Georges, Hanover-Square, the prisoner at the bar is the person I found the lead on, there is a place under repair adjoining

joining to that work-house and belonging to it, the prisoner at the bar was working at that building between three and four o'clock in the afternoon, I had business there, and I went and saw the prisoner at the bar descending at the foot of the ladder, which was erected for the repairs of the building, the ladder rested on the parapets, and there was a communication to the top of the work-house, where the lead was, I saw him with the basket partly on his head, and partly rested against the back part of his shoulder, by that I conceived by his walking along, that he had something heavy in it; I followed him, as soon as I got to the gate, a man opened the gate, and let him out, I said to the Porter, John Read follow that man and bring him back, I stood at the door and saw Read bring him back, when he came back, he had the basket on his shoulder, I then ordered Read and another person to take the basket off his head, taking the basket off his head, there was the jack that was over the lead, with that I immediately took out the lead and I marked it, I then ordered him to the watch-house, after I had lodged him in the watch-house, I went to the roof of the work-house, there I observed a great quantity of lead cut away all of it fresh, I took the lead in the basket into my possession and kept it, it was taken to the roof of the work-house, I sent for a plumber and had it beat out on purpose, it fitted and corresponded even with the nails.

Q. Was he examined at the time he was sent to the watch-house?—No, nothing further.

Q. Did you search his pockets or person?—No.

Mr. Garrow. Then of course you did not see any instrument by which this could be cut?—There was a bricklayer's ladder just by an adjacent building.

Q. This man was a bricklayer's labourer—He was?

Q. Do you know so despotic a sovereign as a bricklayer is over his labourer, his man was under the controul of such a monarch?—I cannot say.

Q. That is an universal proposition?—there is no rule without an exception.

Q. Had he taken in his beer that day?—I really do not know, but he had taken in a great deal of gin.

Q. How long had the poor fellow worked there?—I had observed four or five days.

Q. Is his master here?—I cannot say.

JOHN READ sworn:

I was desired by Mr. Harris to follow this man; I did, and that is the person; I followed him about eight or nine yards; I desired him to come back, and he did willingly; says he, that I will; when he came back we examined his basket and there was the lead.

Mr. Garrow. He said, he would go back very willingly, and seemed to have his share of gin that day.

The prisoner called eight witnesses who gave him a good character.

GUILTY. (Aged 27.)

Imprisoned six months and publicly whipped.

Tried by the first Middlesex Jury before

Mr. RECORDER.

98. JOHN HODGSON was indicted for burglariously breaking and entering the dwelling house of John Brown, about the hour of six in the night of the 23d of November, and burglariously and feloniously stealing therein, a dimity waistcoat, value 2s. a pair of nankeen breeches, value

value 2s. two linen sheets, value 3s. a silk hat, value 6d. the goods of the said John Brown.

The witnesses examined separate by the prisoner's desire.

ELIZABETH BROWN the Elder
sworn.

I am the wife of John Brown, we live in Little Ormond-yard, Ormond-street, he keeps a little house at £11. a year. On the 22d of last month, a little before six in the evening, I heard an alarm over my head up stairs, I said to my eldest daughter, Betsey, did you lock the door? I was a washing at the time, I was in the room on the ground floor in the parlour, when I supposed the prisoner was coming down stairs, he made a scrape with his foot, as I supposed to feel the stairs, I made answer to my daughter, there is some body up stairs, with that I took the candle, went out, and immediately the prisoner at the bar was abreast with me, with the bundle under his arm, he was in the passage, passing my parlour door; he did nothing to me, but his elbow was against my breast as I went to snatch the bundle. I cries out, you villain, you scoundrel, you have robbed me, with that he rushed to the street door, a person saw the prisoner at the bar come out of the house, and drop the bundle; he went behind a water spout, against a stable; I saw him again in two minutes; I went out with the candle in my hand; I never lost sight of him from the first moment I saw him, till after he was taken to the watch-house; the young woman is in Court that picked up the bundle.

Prisoner. This woman took hold of me as I was making water at the door, I was making water and a man run out by me.—I never lost sight of him till he was taken, I followed him out immediately, and he turned to the left hand, my eldest daughter took him at the water-spout.

Court. You do not state how this man came in the house.—I sent my youngest

daughter about half after five for some candles, when she came in, I said, have you shut the door, she turned back again and latched it, I heard her; he must open the latch and go up the stairs, and the key being in the one pair of stairs, he turned the key; it was the street door my youngest daughter shut when she came in; my daughters are both here; there was no one in the house but us three.

ELIZABETH BROWN, the younger
sworn.

I was the person that locked the room door, the last time I was up was at five o'clock, after I had done what I wanted, I locked the door and left the key in the door; I did not hear the man come in, I was at work at the table in the parlour; my mother said, about a quarter before six, who is up stairs, my mother opened the door to see who was there, and the man was a full breast at the door, with the bundle under his arm; I saw the bundle, she says, you have robbed me, he never spoke, but rushed out of the passage; I followed him with the candle in my hand, I never lost sight of him, he turned to the left hand corner at a farriers shop and fell against the stable, I took him.

Q. Had you any man to assist you?—Yes, there was a man who saw him run from the bundle, he ran to take him.

Q. What happened when you took him?—The people ran out to my assistance, I held him till the constable came, he said he was not the man, it was a tall man in a blue coat; the way I was sure of him was, he had got a scarlet waistcoat on when I saw him in the passage, and that made me sure of him, and I never lost sight of him.

Prisoner. That woman came and takes hold of me while I was making water.—You are the very man that was in the house.

BROWN.

— BROWN;

Q. How old are you?—Not quite ten.

Q. Was you ever sworn before?—At Westminster twice.

Q. Suppose you tell a story, have you ever been taught what will become of you, if you tell what is untrue? What will be your punishment?—Go to the bad man.

Q. Who do you mean by the bad man?—The Devil.

Sworn.

Q. Did you see the man at the house?—I was the last person that came in, and when I went in, I shut the door and latched it, I am sure the latch was down; I then went and shut the parlour door.

Q. Did you see the man in the house?—I did, but not till my mother came and said she was sure somebody was up stairs, and when my mother opened the room door, I saw the man with a red waistcoat on, and he had a white bundle under his arm, he went out, and my sister ran after him, and he fell back against the coach house, at a farrier's shop; I did not see him fall but my sister did, and she caught him, I see my sister run after him.

Prisoner. I never saw the child at all.

JOHN SAMUEL *sworn.*

I am a carpenter, on the 23d of November, Friday, about six in the evening, I was putting up my window shutters, I heard a cry of stop thief, I could discern a person very well, without the assistance of a candle, by his clothes, I saw the prisoner come out of Mr. Brown's house, and saw him drop the bundle about two yards from the door, I immediately went in pursuit of him, but in turning the corner, I lost sight of him, I went forwards about sixty yards, and returned back again, and saw Elizabeth Brown have hold of a man, I over-run the man in his turning the corner, I have no doubt but that is the man.

Prisoner. When I was in the watch-

house, he said to me they cannot hurt you man?—I never said that at any time, I never spoke to him in my life.

WILLIAM MERRYFEILD *sworn.*

I am beadle of St. George's the Martyrs, I was sent for, they said there was a thief in the yard, when I went out and looked at the man, and some woman was fastened on him, I went down to our night beadle and brought him, he came up and searched him, and found nothing on him.

BENJAMIN SPRIGGS *sworn.*

I am the beadle of St. George's parish, I went up and found the prisoner in the girl's hand, and took him into custody, the prisoner told me when I was coming up with him, that he lodged in Red-lion-street. (The bundle produced, and the contents depoted to by having lost such things, a piece being put in the neck of the waistcoat, and the backs being one thing and the fronts another, the breeches were seated; the sheets, one patched, and one with a hole in it; and the silk hat by the ribbon and make.)

Prosecutor. The sheets were taken off the bed, the blanket and coverlid being turned down.

Prisoner. Please you my lord, I am a seafaring man, I had been down to Deptford, that day to get a birth to go to India, I could not, I came home to my brother's, and meeting a shipmate, and had a pint of beer, and came out, and was making water, and this woman came out and took hold of me, and said, I believe this man has been in my house, and presently, she says, and you was the man, directly she sent for a constable, and sent me to the watch-house; I know nothing of it, my lord.

MARY CUDWORTH *sworn.*

I heard the alarm, and I went out and picked up the bundle; I did not see the prisoner taken, I picked it up immediately

as he was taken, it was about six o'clock, I gave it to Mrs. Brown.

Jury. Where was Mrs. Brown when you picked up the bundle?—They were with the prisoner.

GUILTY of stealing, but not of the burglary. (Aged 26.)

Transported for seven years.

Tried by the second Middlesex Jury before Mr. RECORDER.

99. **JAMES MACQUIRE** and **SAMUEL CUNNINGHAM** were indicted for burglariously and feloniously breaking and entering the dwelling of John Davis, about the hour of two in the night, of the 4th of December, and burglariously and feloniously stealing therein, a watch, with an inside case of silver, and the outside covered with shagreen, value 1l. two other watches, with the inside and outside cases made of metal, value 1l. 10s. another metal watch, value 10s. nine silver tea spoons, value 12s. two silver desert spoons, value 8s. the goods of John Davis.

MARTHA DAVIS *sworn.*

I am wife of John Davis, I live in Broad-street, St. Giles's, my husband is a pawnbroker, I went to bed at half past twelve, on the 4th of December, my shop and the windows was safe then, and I locked the shop door myself, the boys sleep in the shop, and I locked the boys in, as I always do; I have two boys. At about a quarter past two in the morning, I heard the watchmens rattles go, and I heard them halloo out Davis your house is broke open, I went down stairs with just a petticoat on, and when I went down I opened the shop door, and saw a light through, I then made the boys get out of bed and opened the shop door immediately, I believe the biggest boy was getting out of bed; I found my property

was all gone on one side of the window, so far as it could be reached, to the value of 30l. of property; they had taken a pannel out of the shutter, and broke two panes of glass, and reached all they could on one side of the window. I then slipped on my things, and heard there were two men taken to the watch-house, that was running across the street from my house, and I went down to the watch-house, and when I went I saw them, the man in blue Samuel Cunningham, I know his face, that he was in my shop on Monday pledging a shirt: I never saw the other to my knowledge in my life. I know nothing of the robbery any further.

JOHN LANE *sworn.*

I am an officer of St. Giles's in the Fields; on the 5th of December, I was coming up Drury-lane, with another man, about one in the morning, or twenty minutes after, we saw these two men with another in company standing at the corner of Great Queen-street, Drury-lane, I went over to them, and I asked them what they were doing there? one of them pretended to be immediately in liquor, which was Macquire, he told me they were doing an act of charity in helping him home to his lodgings, being drunk, I told him I should take them to the watch-house and examine them.

Court. You did very right. I took them to the watch-house and examined them; they told the same story, and he pretended to be the same in liquor, I asked them where they lived? one of them told me he lived in London-wall, Macquire told me he lived in White-hart-yard, the other told me he lived in Dyett-street, St. Giles's, says I, if you will promise me immediately to go to your own homes, I would let you go about your business; in about half an hour after that, or rather more, I was coming up Drury-lane, and I heard a rattle spring in St. Giles's, I was very

very near the corner of St. Giles's, I see a watchman stand by a box taking no notice of what was passing, he is not here; I asked him why he was not doing his duty? he asked me whether he was to spring his rattle? I said by all means, go by this side of the way, and I will go the other, as soon as I got the other side, I saw three men run from the clothes-shop just close by Mr. Davis's, and run towards High-street, the rattles were busy springing, and I heard a rattle spring up towards the church, these two men were running from that part, I put myself immediately to catch them, as soon as they came down, I caught one in one hand, and the other in the other, and I said, you are the same men as I had before, as soon as ever the other person came to my assistance, I called for the watchman, and asked him why he sprang his rattle? he said, that these men had been at his beat all night, and he sprang his rattle to get rid of them, says I, I will now fix them; I took them to the watch-house, as soon as I had given the charge, I came up to seek the other, and coming up Dennis Gallwell, he pointed to a place where the pannel was cut out, he says, look here Mr. Lane, and pointed to a pannel cut out, with that I alarmed the people, and Mrs. Davis at first came down, it seemed, to the best of my knowledge, as if it was cut on one side by a knife, and with that the other side was forced out of its socket, it was the whole pannel about two feet in length, and a foot and half in width, after that I had alarmed the people, I went immediately to the watch-house and searched the men, and in searching Cunningham, I took this cloth and those cards, I asked him what he did with those cards? he said, he got his bread by them, I asked him in what manner? he said, he went about to public houses shewing something of slight of hand with them. Whether I found this knife on Macquire or Cunningham I cannot say. While I

was there part of this property was brought to me, which had been picked up by a lamp lighter, William Williams, two watches, and a case of another; after that I received nine spoons from another evidence, I forgot his name; then after that I received two desert spoons through the rails of Mr. Kirkman's brewhouse from one of his men; after that I received the other things brought in by other people, but I cannot positively say who.

Prisoner Macquire. Where did you find us first in the morning?—At the door of the corner of Great Queen-street.

2. Where did you take us last?—At the corner of Great Dyott-street.

————— *Sworn.*

I am a bridle-bit and strap-maker, No. 4, King-street, Drury-lane, on the 5th of December, about one o'clock in the morning, we found three men standing in Great Queen-street, we took them to the watch-house, and they were set at liberty, on condition that they would every one separate, and go to their own homes; about an hour after we went out again, in the middle-way of St. Giles's, the rattles sprung, and Mr. Lane ran immediately, and he and I collared them, I am sure these are the two men I saw at the top of Queen-street; these two men were coming very fierce along the place where the property was found, and we stopped them; I was not there when the property was found.

WILLIAM WILLIAMS *sworn.*

I am a lamp lighter, I was out lighting my lamps between one and two, by the time I got up to Mr. Kirkman's brewhouse, it might be about half after two, as nigh as I could guess, I saw there Mr. Kirkman's man standing with a watch, and they picked up a couple of spoons, and I went a little further, and I kicked the watch before me, I saw no
man

man run away, and a watchman picked up some spoons; and said, they are silver; looking about again, I found a watch case in the dirt, just off the curb; looking round a little further again, I found another watch; looking round again in Mr. Kirkman's area, there was another; I could not get it there, the patrol came up and asked me, what was the matter? says I, here is one down the area, and I cannot get at it. When I heard the alarm, I went to the watch-house, and Mrs. Davis said they were her property.

AARON BLAKE *sworn.*

I am a watchman; about half past two o'clock this lamp lighter was coming home and the ladder was standing at Mr. Kirkman's door; I saw him stopping for something; and he said I have got some spoons; and I saw the lamp lighter pick up something, and I picked up nine spoons myself; and I took them to the watch-house and gave them to the constable, Mr. Lane.

DENNIS GALWELL *sworn.*

I am a watchman, I cried the hour of two o'clock, past Mrs. Davis's house; and the house was safe then; I went into Salutation-court, and coming out I saw a man pass the court, out in Dury-lane; there were three men, and my brother watchman ran after them, pursued them up to the Hampshire-hog-yard, and there I lost them; I came back again, I found Mr. Lane with the prisoners; when I came out of the watch-house to my beat, I found the house had been broke open.

DENNIS BUCKLEY *sworn.*

I am patrol, past two o'clock in the morning I heard the rattles spring; I ran towards the Broadway; I did not see the men till I saw them at the watch-house.

Court to Lane. Where is Mr. Davis's house; did the men run from that spot? — They did, and I took them not above an hundred yards from the spot; I cannot tell what became of the third. (The articles deposed to by Mrs. Davis.)

Prisoner Cunningham. That same night I was drinking along with some acquaintances on Ludgate-hill; it was very nigh one o'clock, and a young man asked me which way I went home, I told him up Holborn, says he I will go along with you immediately; I went up along with him, and he treated me with a glass of gin at the watering house in Holborn: as I was coming along very nigh Dury-lane, I saw this man on the street, between sitting and laying; says I friend, what do you lay there sleeping, get up, and I roused him up, and another young man came up; says he what is the matter, says I this young man is rather intoxicated with liquor, I asked him to get up; so with that Mr. Lane and another gentleman came up; says Mr. Lane what do you all do there; he said it was proper we should be at our homes, at that time of night, so this young man seemed rather to give Mr. Lane some ill language; he took us to the watch-house; the constable of the night asked us where we lived, and our names, and thought proper to discharge us; when we came out the young man said for your civility I will treat you with something to drink; says I, if you will come along with me, I suppose there is a house open very near where I live, I went to the house, they would not admit us nor sell us any thing; we turned up Dyott-street, and was going towards King-street to a watering house, says this young man I am locked out of my lodgings; and the other young man said he lived at London-wall, so that he supposed he was locked out too; I was not above fifty yards from my lodging, I
me

met Mr. Lane again; so he took us two to the watch-house; and the other young man he slipt away, some how or other, and he took us to the watch-house, and gave charge against us for being disorderly, I was not much in liquor, but a little; we both went to the watch-house and fell asleep, about half an hour after; Mr. Lane and two or three more made us strip, and searched us all over; and said there had been some shop broke open; the next morning they took and tied us two together, and examined us, and we were committed to Clerkenwell for re-examination.

Prisoner Macquire. I live in Whitehart-yard, Drury-lane; I had done my work about seven o'clock, I went to the public house, and was drinking till about half past twelve, and I says to the landlord of the house, I wish you would let me lay here, for I am afraid I am locked out, he said he could not; so with that I goes up where the old play house is pulling down, and I had a glass of gin there, and I went up Drury-lane, and I tumbled down in the street, till this young man found me, and we were all taken up to the watch-house; and when we came out again I said for your good civility, I will give you something to drink.

Court to Prosecutor. They said they had two hearings before the magistrate?— They had three.

Lane. That was because we thought there was a person, who was come into New Prison, who could tell us something of it.

The prisoner Macquire called two witnesses to his character.

Both Not GUILTY.

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT.

100. MARGARET LONDON was indicted for feloniously stealing on the 8th of December, one cotton gown, value 5s. the goods of Richard Hedges.

ELIZABETH HEDGES *sworn.*

I am wife to Richard Hedges; I went out about eight and returned about nine or ten, and laid the gown in the chair, and went out again directly, and when I came back again I returned about twelve, and found my gown was gone; I had a padlock to my door, but any body might put their hands through and take the gown out of the chair; it was a very indifferent padlock, and it gave way, and I went down to the pawnbroker's and found it; I told the woman the prisoner, that I lost the gown, she lived up two pair of stairs, and I lived up one; her husband is a ballast heaver, she came down stairs and helped to look after it but did not find it; I asked at this gentleman's house if such a thing had been brought, and he said he believed there had

EDWARD PRITCHARD *sworn.*

I am a pawnbroker in Ratcliff-high-way, it is about a quarter of a mile from the place where this woman lives; on the 8th of December, the prisoner at the bar, pawned this gown about eleven o'clock; I am sure that is the woman, and I am sure that is the gown; I lent her half a crown on it. (Produced and deposed to.)

Prisoner. I was coming down, and I picked it up in the passage, and did not know it was her's; I was distressed and I went and pawned it; I have an husband and he is sick, and I have a large family.

Court to Prosecutor. Has she a large family?— She has three children.

Not GUILTY.

Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.

101. **MARGARET CAWLEY** was indicted for feloniously stealing, on the 22d of November, two cotton shawls, value 12d. four linen aprons, value 4s. five linen sheets, value 10s. four white linen shirts, value 4s. four check linen shirts, value 4s. two pocket linen handkerchiefs, value 12d. two silk neck handkerchiefs, value 12d. a pair of woman's stays, value 2s. the goods of Adam Lindsey.

ADAM LINDSEY *sworn.*

I live in Church-lane, St. Martin's, No. 3, my chief business is being a watchman at night; I have been twenty-six years in one place, this woman was nursing my wife, taking care of an old woman sixty-six years of age, delirious in her head; I had her from the work-house, to nurse her, to give her so much a week, she came to me the 5th of June, and she was taken up for this misdemeanor on the 22d of November, she lived with us all that time; she carried then away, and pledged them at a pawnbroker's unknown to me; and one day when I was going out I wanted a shirt and I could not find one, or else I had not known to this day; I missed them about the 4th of November, I think, I cannot say to the day; I was under a mistrust of the woman, and I thought nobody else could get at them, but my son or daughter in law; but here my son asked her about them; and she owned to taking them.

Q. Are you sure they were stole?— I am sure they were carried away unknown to me, they were taken without my leave, consent or knowledge.

— **GORM** *sworn.*

I am a pawnbroker; the prisoner at the bar brought me several things; she pawned some things since the 17th of July to this present time; she brought me the sheets, and I asked her whom

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she brought them from, she said she was nursing a poor woman, and I might go over and see her; the shirt was pawned on the 29th of October, for a 6d. there is another pawned the 8th of September, for 15d. I am sure this is the woman that pawned these things.

Prisoner. Old Mrs. Lindsey told me to take them.

Prosecutor. My wife is quite delirious incapable of any business whatever.

Prisoner. She can eat very hearty, knows when she wants victuals and drink, and can ask for it; you never allowed enough to keep the house with.

The prisoner called one witness who had known her twenty years, and proved she was on the parish books insane.

Court to Prosecutor. Did you ever hear any thing of that?— Not till lately.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT.

102. **ELIZABETH SPRINGALL** was indicted for feloniously stealing on the 7th of December, one linen shirt, value 3s. the goods of Thomas Clark, privately in his shop.

THOMAS BOYLE *sworn.*

I am a shopman to Thomas Clark, on the 7th of December, when I came from dinner about two o'clock, I found the prisoner at the bar looking at some shirts in the shop; Mr. Clark is a linen draper and sells ready made shirts, these were ready made; I dismissed the apprentice who was shewing them, and sent him to his dinner; I shewed her several shirts and she disagreed with the buying; but said she would call in the evening, she offered me so much short, that I really could not take it, I told her she had better call in the evening with her

her husband; she went to the counter end which is facing Broad-street; St. Giles's; and I went to the door facing Holborn; she went out at St. Giles's door; crossing Broad-street; and I went up Bow-street; I missed a shirt from the counter, and I pursued her; I saw her go into the pork shop the corner of Bow-street, in Brewer's-street; I went in and took hold of her cloak; and asked her if she had seen a shirt, she said no; I lifted up her cloak and said, this is the thing I want; and I took her down to the shop; and sent for a constable; I took the shirt from under her cloak in the pork shop; and I have kept it ever since, but I should not have known that a shirt had been missing, if I had not seen it lay in a particular place; I am sure that is the the woman. (The shirt produced and deposed to.)

GEORGE HARRISON *sworn.*

This woman came in and asked to look at some shirts about 5s. but she did not buy any; I am sure that is the woman.

Prisoner. I have three small children besides this in my arms; and I am very innocent of it; I went to buy a shirt for my husband, and I had this child in my arms, and I suppose I must have taken it up with the child; I am very innocent, or else I would not have gone into the pork shop.

Court to Prosecutor. In what manner was this shirt under her arm?— It was put up, close up to her arm; she is often a customer of ours but we never had any suspicion of her before that time.

GUILTY. (Aged 35.)

Imprisoned six months, fined 1s.

Tried by the second Middlesex Jury before Mr. RECORDER.

103. WILLIAM DICKENSON was indicted for feloniously stealing, on the 13th of December, eight flannel waist-

coats faced with sattin, value 30s. eight linen handkerchiefs, value 10s. thirteen cotton handkerchiefs, value 13s. the goods of John Jones, in his dwelling house.

(The witnesses examined separate.)

JOHN JONES *sworn.*

I was not present at the robbery.

BENJAMIN FOREMAN *sworn.*

I am shopman to Mr. Jones; his foreman, he lives at No. 3, Jerusalem-passage Clerkenwell; about three o'clock in the afternoon on Thursday last the 13th of December, the prisoner at the bar came to buy a pair of breeches, and he tried two pair, neither of them fitted him, he went away and was sorry he gave me so much trouble; a little before four he came again the second time, and he said he went to the other shop, and could not suit himself, and he said he must have a pair of ours, on which I turned round to the window to reach him some breeches that hung on the rail at the window; I pulled down three or four pair, he said he had put on one of them pairs before, and if we had no others fitted him better he would have them; when I turned round and perceived one of the flannel waistcoats faced with sattin hanging out of his breeches down at his shoes, with an intent to put a pair on, and as he stooped down I perceived something up behind the back of his coat, a large lump which gave me a suspicion, he had taken something belonging to my master, more than the waistcoat in the breeches; I said nothing, but I went round to the door in the passage, and I called my mistress, Mrs. Jones, and she came to the shop door, the door where we were, and I told her that that man had robbed us, for that I saw the waistcoat in his breeches, and I believed there was something up his back beside; I took up the handle

handle of something that screws up the kitchen grate, and told him if he did not deliver the waistcoat and my mistress's property up, I would knock him on the head; he asked me what I meant, I told him I meant my mistress's goods, I would have them; he denied for some time that he had any thing; on which he pulled out the waistcoats out of his breeches; eight flannel waistcoats he had not buttoned up in his breeches, he could not pull them up, the waistcoats were so large, that was how I happened to see the waistcoats, he took them out of his breeches himself; I told my mistress to send for a constable, and I searched him, my mistress sent for a constable, before the constable came, he pulled out thirteen cotton handkerchiefs out of his pockets, and up his back, I had seen these handkerchiefs and flannel waistcoats in Mr. Jones shop, when he was in the shop before at three o'clock, they were linen handkerchiefs concealed either up his back, or in his pocket. A young man that was going by, heard me say to Mrs. Jones go after a constable, and stopped; I told Mrs. Jones to call that young man in, and he assisted us; he said why did not you let me take them out before you took me; the young man came in, and I see him take the red handkerchiefs out of his pocket after he came in; the waistcoats are worth 30s. and more, the cotton handkerchiefs 13s. and the linen handkerchiefs, 10s.

Prisoner. Why did not you take them out of my breeches when you said they were in first?—I thought you was a stronger man then me; and I thought I could get to the door and lock you in.

Q Did not I tell you I was the person that was in half an hour or three quarters of an hour ago?—You did.

ELIZABETH HAYES *sworn.*

I live in Jerusalem passage, St. John's-square; last Thursday about a quarter before four I was standing facing Mr. Jones's shop, and I saw the prisoner take one of the handkerchiefs out of his pocket, or from some where about his clothes.

Prisoner. Where was you when you saw this?—I was standing at my own door, it is not above three yards across.

JOHN LEE *sworn.*

Last Thursday I was in Jerusalem-passage; and I heard somebody say, Go, and fetch a constable. I immediately turned my head about, and I heard Mr. Jones's foreman say, Call that young man in. I immediately went into the shop, and there I saw a good many flannel waistcoats strewed about. As the prisoner at the bar was stooping, I there observed him pull out some red handkerchiefs out of his pocket, and drop them on the floor, pretending to buckle his shoe.

Prisoner. The gentleman says, I pulled them out of my pocket; and the other says, I pulled them from behind me.—Whether it was from behind you you pulled them out, or out of your pocket, I cannot say positively, but you pulled them from you.

SAMUEL BURR *sworn.*

I produce the articles delivered to me in Mr. Jones's shop (deposed to).

Prisoner. I went into this shop to buy a pair of breeches, and the gentleman pulled me down five or six pair; two pair I tried on, and they were full large.—They would not do. I want a pair says I with strings. I went out—there were none fitted me. I went to the Coach and Horses, in Clerkenwell-green, and I stayed about an hour. When I came back, I called for a pair of breeches; and

and the gentlewoman came to the door, and she called this young man in. When I went in, says I, you remember I was here about three-quarters of an hour ago. He took me down a pair of breeches: says I, they will not do, because they are straps, and I want strings. Trying on the breeches, I pulled down my apron, and a parcel of things tumbled down with it—Some fell behind my breeches, and some just at the knee of my breeches. The young man came round, and says, What are you at? — If you stir, I will cut your head open. You talk foolish, says I. He calls out, directly, for the gentlewoman of the house; and she came, and the gentleman came in; and the neighbours picked up several things at the same time: but as for having any thing about me, I had not.

Court. How came this bundle up your back?—I had nothing behind my back — Is it possible to suppose, that a man should have such a bulk about him without being perceived? When the constable came he searched me, and found 17s. and 6d. in my pocket.

The prisoner called five witnesses, who gave him a very good character.

GUILTY of stealing to the value
of 39s. (Aged 41.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

104. ELIZABETH RICHARDS was indicted for feloniously stealing, on the 24th of November, one yard and a half of kerseymere, value 15s. the goods of Samuel Berridge, privately in his shop.

SAMUEL BERRIDGE *sworn.*

I am a man's mercer; I keep a shop in Holborn; I know nothing of the robbery.

GEORGE HINDES *sworn.*

I work under Mr. Berridge; I am a journeyman; I was standing in the parlour adjoining to Mr. Berridge's shop; the prisoner came in, and asked for black camblet; there was another woman in company with her; Mr. Berridge told her, we do not sell black camblet; and she told them, she had nothing like it but only shalloon; the other woman who was in company with the prisoner, said she wanted bombazeen; Mrs. Berridge got up on the counter to reach it down, and shewed the black shalloon; she said, that would not do; they both went to the shop door together, to go out of the shop; Mrs. Berridge stood on the counter, and perceived the line of the window to move; she immediately called me; I followed the prisoner, by the desire of Mrs. Berridge; I saw them both together; they were about five yards from Mr. Berridge's shop; I pursued the prisoner, and brought her back to Mr. Berridge's shop, and we sent for the constable.

ELIZABETH BERRIDGE *sworn.*

I am the wife of Mr. Berridge; between six and seven o'clock, the prisoner came into the shop; no one was in the shop but me and this young man; they asked for some black camblet; I told them, I had no camblet, only shalloon; the prisoner at the bar asked to look at that; I was obliged to get upon the counter to reach the shalloon, and shewed it her on the counter; the shalloon was laying on it; the prisoner said, it was not what she wanted, and the other person said, she wanted bombazeen; I told them, we did not sell it; as they went out of the door, I observed the line to move, and jumped off the counter, and saw the kerseymere gone; the kerseymere was in the window, just against the door; there are several lines in the window, and this

this kerseymer was rolled on a line, and leaned against the window; I did not see either of them take it off the line; I am pretty clear they took it as they went out, because I kept my eye on them all the time they were in the shop, suspecting them; I see the line shake, and saw the piece of kerseymer was gone; I am certain they took it, as they were attempting to go out of the door; the door has a latch and spring lock; the other woman was not brought back; she could not be taken; the prisoner was examined by the constable; I had not resolution to stop them, or I might have stopped them before they had gone out; they came in between six and seven the 24th of November, Saturday.

THOMAS MARDEN *sworn.*

I am a constable; I searched that woman's pockets to see if I could find any thing; I found some duplicates, but no property.

Prisoner. After I had done my work, I went in to buy a bit of dark camblet, to mend the gown I had got on; I went into this gentlewoman's shop, and asked for some; there was a little boy and lady at the end of the counter; when I went in there was nobody went in with me but myself; I came out about my business; about two yards from the door there was a coach coming fiercely along the road; I stopped till the coach went pass; one of these gentlemen came, and took me by the arm, and said, I must come back; I went back; and she said, I or the other gentlewoman had taken a piece of stuff out of the window; she sent for this officer, and this gentleman searched me, and took the money out of my pocket, and these duplicates, and took me before the justice, and when I came before the justice, this woman would not come, and then they sent me to prison, and three days afterward, then she was fetched, and then she said, it was

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two yards of stuff, and then a yard and a half. Gentlemen, I am as innocent of it as a child-unborn.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

105. **JOHN BIGNALL** was indicted for feloniously stealing, on the 17th of November, twenty rabbit-skins, value 6s. four dead rabbits, 3s. a wicker basket, value 4d. the goods of Edward Dalton.

EDWARD DALTON *sworn.*

I sell fowls and rabbits in the market; I bought four rabbits and twenty rabbit-skins at Newport-market, and they were taken away; I did not see any body take them, but I went to seek after them, after I had lost them; and I happened to come to Mr. Mackey's, where I saw this man with the rabbits, but I cannot swear to the rabbits, but I can to the basket: to the best of my knowledge, it is mine.

MACKAY *sworn.*

This good man called on me, and told me, if any such thing came to my house to stop them; about half an hour after, the prisoner came, and had them in a basket; and I sent for the prosecutor, and he swore to the basket. The basket is not here.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

106. **JOHN COTES** was indicted for feloniously stealing, on the 19th of November, one man's hat, value 5s. the goods of James Killgore.

GEORGE SHANNON *sworn.*

I am a watchman; I went to the call of the hour of one in Moasmouth-street, and

and it happened that I stood at the corner of Red Lion-street; I think, it was Monday morning, between one and two; I really think the evening before was Sunday; I heard a man to call out, Stop thief, in Compton-street; and I stopped a few moments at the corner and I saw, the man running; he was running down from Compton-street into Monmouth-street; I stayed till the man came to me, that I could lay hold of him; he shoved himself on one side, and the next watchman to me, Andrew Sims, took him; when I made over to him, I see him drop the hat; I went to the next watchman; he dropped the hat in the middle of the street; I saw the hat lay; it was not moon-light; it was a little darkish; there are lamps in that street, but I did not look at them; I never lost sight of him from the time he lost the hats till the time he was taken; I am an Irishman; I have kept the hat ever since; it was carried to the constable of the night at the watch-house; I saw it carried there.

ANDREW SIMMS *sworn.*

I am a watchman; I heard the cry of Stop thief, on the 20th of November; I saw Shannon there; the prisoner came running up, and I stopped him; I saw nothing on him; we went back to the end of Red Lion-street, and the hat was laying in the middle of the street, and George Shannon picked it up, and it was carried to the watch-house; I am sure, the prisoner is the man I took on the top of Red Lion-street.

LECLERC *sworn.*

I am a cutler, and headborough of St. Giles's in the Fields, on the 19th of November last; I was constable of the night in St. Giles's watch-house; the hat and prisoner were brought to the watch-house; I don't know whose hat it is.

Shannon. I did not see it taken from any body; James Killgore said, the prisoner took the hat off his head in Comp-

ton-street; he was a journeyman baker going to the East Indies.

James Killgore was called on his recognizance, but did not appear.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. RECORDER.

107. ELEANOR HOLLWELL was indicted for feloniously stealing, on the 9th of December, a silver watch, value 20s. a steel watch chain, value 1s. two metal seals, value 6d. a metal watch key, value 1d. the goods of William Hall, and

THOMAS WATTS was indicted for feloniously receiving the same, knowing it to be stolen.

WILLIAM HALL *sworn.*

I am fifteen years old; I am servant to a public house; I saved up my money, and bought a watch; I live at the Saracen's head, in Camomile-street, in the city; the servants where I live used to take it by turns to go out on Sunday; my mother lived at Shadwell; I called into Mr. Watts's house; he is a nail-maker; I lived servant with him; I did not go to see him, but his wife; and his wife had left him, but I did not know it; and there were three men and another woman drinking besides the prisoner; Thomas Watts was one man, Mrs. Morgan's husband was another, and Thomas Stanley was another; they asked me, whether I would have some beer; I said, no, at first, they gave me the pot to drink; I then drank of it, and then they sent for another pot, and while the man was gone, they said, will you sell your watch; I told them, I did not want to sell it; he said, if I was in the mind to sell it, he would give me the value of it; I said, I gave 11. 3s. for the watch, but if I did want to sell it, I would not sell it for less than 30s. because I can get that for it; and I let Mrs. Holl-

well

well look at the watch twice, and she gave it me again; but the third time, she said, she would lay any body a pint of beer they could not tell what it was o'clock; so they told, and she told me the watch was not right, and she would go over the way to get it righted. I said, give me my watch; but she said, nobody should have it, and she went out of doors. Mr. Watts said, the watch was advertised; I said, I did not care; I bought it honestly, and paid for it; and she said, she only came into his house to buy her own property again; she said, that she saw thieves come into the house to sell her property, and that the watch belonged to her; she went out, and Mr. Watts and I went after, and after they had gone a little way, Mr. Watts turned back again, and she went on the same side of the way, and I followed her, and she got hold of me by the collar, and knocked me down in the street twice; and coming almost to Shadwell-market, there was a man came by, and asked, what was the matter; and I told him, that that woman had robbed me of my watch; then I asked the man, if he was an officer; he said, yes; he asked me two or three times before he would take charge; at last he did; he took her into a private room, and then Mrs. Elby came, and then I told her, that was the woman; but they could not find any property about her, when they took her into the private room to search; I never saw the woman before as I know of; she returned me the watch twice, and the third time she would not give it me again; she wanted me to sell it, and said, she would look at the maker's name, and what number it was, and said, she would give me the worth of it.

Q. Was you sober?—Yes, I had not been drinking any thing all that day, except at my meals.

Q. Were they all sober together?—No, Mr. Watts was not; as to the others, I cannot tell.

Q. Did any of them see her take your watch?—Yes, John Stanley did; she wrung it fairly out of my hand.

Q. What length of time did all this take up?—About two hours, more or less; I cannot tell; when she was in the lock-up room, Mr. Watts sent up the watch by Stanley to me, but I did not take it. Mr. Elby has got the watch.

Q. Would you have sold it for 30s.?—No, I would not have sold it at all, because my father would have been angry with me if I had. I am sure she took the watch; it is her, and no one else.

ELISHA MORGAN *sworn*

As I was coming along the street, I saw a mob against the Three Betts head door; the boy was crying, and said, that the woman had stole the watch; I stopped her, searched her, and found nothing on her.

ELBY *sworn*.

I was going to the Three Bet's head; hearing that this lad was robbed of his watch, I went and asked the boy, who had robbed him: he said, the prisoner at the bar, Hollwell; I stopped her, and searched her, but could not find any watch on her, about two hours after Stanley brought the watch to me to the Virginia Planter; I cannot say I know any thing of the boy, but he knew me directly as he came into the house.

JOHN STANLEY *sworn*.

I am a Nail-maker; I work for Thomas Watts. Thomas Watts gave me the watch, from his own table, to take to the boy; and I carried it up to the Virginia Planter. We had been drinking together. I cannot say I recollect any thing that past. They all looked at the watch, every one besides me. They seemed to be funning with him. I did not know the boy before. I never saw him to my knowledge before. He sent the watch before

before he was taken up. I don't think the woman meant to rob him. I have told the truth as far as I know. I never saw the woman, before that evening, to my knowledge. I cannot tell what she did with the watch. I never went out of the house.

Q. How could Watts get the watch? I cannot say.—He went out of the house. He delivered it to me, I dare say, in an hour after.

Q. Had he been with the woman?—I cannot say. He is an house-keeper. He keeps an Old Iron-shop, and is a Nail-maker.

Jury. I think the boy says in his evidence, the woman took the watch; and the woman and Watts went out together.

Hall. The woman went out first, and I after her; and then Mr. Watts followed.

ANN MORGAN, *sworn.*

Sunday was a week, Mr. Watts, and his man, Stanly, came to me, and asked my husband and me, whether we would be so kind as to come to see him at their house, as his wife had made an elopement for a fortnight before we went there; and when we were there, this boy came in, and asked Mr. Watts to buy a watch: Mr. Watts, knowing the boy, asked him where his father and mother were. He then asked him the price of it.—He asked a guinea and an half. Mr. Watts bought the watch for 25s. if his father was agreeable to take the money. On that Mr. Watts asked the prisoner, Hollwell to go with the lad to see if his father was agreeable. We sat in the house just the same; and that gentleman came to me, and said, he wanted Mr. Watts. He then stepped out with the watch, to ask somebody, whether it was worth the money or not; and he brought it back—and when he brought it back, he gave it to Mr. Stanley to take it to the boy. The boy delivered the watch to Mr. Watts for 11. 5s. if his father had been agree-

able to take the money. Hollwell never had the watch. She went out, and the boy and Watts soon followed.

WILLIAM MORGAN, *sworn.*

I was drinking there. Thomas Watts came to my house Sunday was a week, and enquired of me, for my wife and me to go over and see to make matters up between him and his wife. While we were there, in came the boy with the watch, and said he would sell it; and offered it to Mr. Watts for sale. Mr. Watts asked him, what he would take for it; he said a guinea and an half.—They came to an agreement for 11. 5s. if in case his father was willing to take the money.—His father lived in Union-street, Shadwell. So, by that means, the woman and he went out both together, to see if his father was agreeable or not. There was a man's voice called into the boy while he was in there; they thought it was his father.—He said it was. They went out, and I heard no more.

Q. How soon did Watts go out?—I cannot tell.

Q. Did he follow the woman immediately?—I don't think he did, I suppose it might be a quarter of an hour for what I know.

Q. Where was the watch that time?—The last time I saw the watch, it was laying on the table, the woman went out with the boy, and took the watch with her.

Q. When she took the watch from the boy's hand, what did she do with it?—She looked at it, and it was laid down on the table.

Q. Do you mean to swear that?—I am certain it was laid on the table.

Prisoner Hollwell. Mr. Morgan, my brother and sister invited me to come down to Mr. Watt's, this boy came in between five and seven o'clock, and offered this watch for 11. 10s. for he said, it cost his father that, Mr. Watts said, he had

had only a guinea, but he would give 11. 5s. and if his father would come he would give him that money; he had lived twice with Mr. Watts, as they say, the lad shewed the watch about to all the house, the boy said, to me Mr. Hollwell, what do you think of it, I said, I don't know, the boy sold it to this man for 11. 5s. Mr. Watts went to the public house to borrow the remainder of the money; the boy said, my father is sick in bed. Mrs. Hollwell said, Mr. Watts will you step to his father and see? I heard somebody call Will to that boy, Jack says he, you must say the watch is your's, for they have stopped it; I took hold of the lad, and says, I believe you have stole the watch, he had a little wand, and struck me twice, I ran after him into the Virginia Planter, and I said to some man are you an officer, if you are, take hold of this body, I never denied that Mr. Watts bought the watch.

Prisoner Watts. On Sunday morning this man and me went over to Mrs. Morgan's to ask them to come over, they came and this gentlewoman came over too, we made shift with a bit of cold leg of mutton for dinner, and it passed on till between five and six getting a little drop of drink, this boy came in and stood dangling his chain, so says I, Will you have got a watch is it your own? he comes and whispers to me I will sell it to you, if you will buy it; my father has been out of work this week or fortnight, and I want to give him a few shillings; what do you ask for it, says I, I don't know, whether he told me 11. 10s. or 11. 11s. 6d. I will not be positive, he came to 11. 5s. I said, I would buy it, if his father was agreeable; the watch was laid down on the top of my table, every body was looking at it, now thinks I, I have not the money, I will whip over to the chandler's shop, and at the same time, I will shew it somebody, I heard there was a disturbance about this watch, I went in again, and I says to the man, you run up with the

watch that is all I know about it. I never wronged a man of a farthing ever since I was born.

The prisoner Watts called one witness, who gave him a good character.

Both Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

108. JOHN ARMSTRONG and DENNIS CONDE was indicted for feloniously stealing, on the 4th of November, 4s. 6d. in monies numbered, and eight halfpence, the monies of John Harvey.

Both Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

109. JOHN PHANCUTT and JOHN PLATT were indicted for feloniously stealing, on the 10th of November, three live tame cock fowls, value 5s. three live tame hen fowls, value 3s. the goods of John Tibbott.

(The case was opened by Mr. Schoen.)

JOHN TIBBOTT *sworn.*

On Sunday morning about a quarter past five, on the 11th of November, I found my gate open, and I missed my fowls, three cocks and five hens, they were alive before they killed them; they were game fowls no gamer going; I saw them on Saturday the 10th of November, at dinner time, I did not go home after that.

Mr. Knowlys. When is your dinner time?—At twelve o'clock.

Q. Then from twelve o'clock to five the next morning, you did not see the fowls?—I did not.

Mr. Schoen. Where did you see them next?—I saw them at the magistrates.

Q. How

before he was taken up. I don't think the woman meant to rob him. I have told the truth as far as I know. I never saw the woman, before that evening, to my knowledge. I cannot tell what she did with the watch. I never went out of the house.

Q. How could Watts get the watch? I cannot say.—He went out of the house. He delivered it to me, I dare say, in an hour after.

Q. Had he been with the woman?—I cannot say. He is an house-keeper. He keeps an Old Iron-shop, and is a Nail-maker.

Jury. I think the boy says in his evidence, the woman took the watch; and the woman and Watts went out together.

Hall. The woman went out first, and I after her; and then Mr. Watts followed.

ANN MORGAN, *sworn.*

Sunday was a week, Mr. Watts, and his man, Stanly, came to me, and asked my husband and me, whether we would be so kind as to come to see him at their house, as his wife had made an elopement for a fortnight before we went there; and when we were there, this boy came in, and asked Mr. Watts to buy a watch: Mr. Watts, knowing the boy, asked him where his father and mother were. He then asked him the price of it.—He asked a guinea and an half. Mr. Watts bought the watch for 25s. if his father was agreeable to take the money. On that Mr. Watts asked the prisoner, Hollwell to go with the lad to see if his father was agreeable. We sat in the house just the same; and that gentleman came to me, and said, he wanted Mr. Watts. He then stepped out with the watch, to ask somebody, whether it was worth the money or not; and he brought it back—and when he brought it back, he gave it to Mr. Stanley to take it to the boy. The boy delivered the watch to Mr. Watts for 11. 5s. if his father had been agree-

able to take the money. Hollwell never had the watch. She went out, and the boy and Watts soon followed.

WILLIAM MORGAN, *sworn.*

I was drinking there. Thomas Watts came to my house Sunday was a week, and enquired of me, for my wife and me to go over and see to make matters up between him and his wife. While we were there, in came the boy with the watch, and said he would sell it; and offered it to Mr. Watts for sale. Mr. Watts asked him, what he would take for it; he said a guinea and an half.—They came to an agreement for 11. 5s. if in case his father was willing to take the money.—His father lived in Union-street, Shadwell. So, by that means, the woman and he went out both together, to see if his father was agreeable or not. There was a man's voice called into the boy while he was in there; they thought it was his father.—He said it was. They went out, and I heard no more.

Q. How soon did Watts go out?—I cannot tell.

Q. Did he follow the woman immediately?—I don't think he did, I suppose it might be a quarter of an hour for what I know.

Q. Where was the watch that time?—The last time I saw the watch, it was laying on the table, the woman went out with the boy, and took the watch with her.

Q. When she took the watch from the boy's hand, what did she do with it?—She looked at it, and it was laid down on the table.

Q. Do you mean to swear that?—I am certain it was laid on the table.

Prisoner-Hollwell. Mr. Morgan, my brother and sister invited me to come down to Mr. Watt's, this boy came in between five and seven o'clock, and offered this watch for 11. 10s. for he said, it cost his father that, Mr. Watts said, he had

had only a guinea, but he would give 11. 5s. and if his father would come he would give him that money; he had lived twice with Mr. Watts, as they say, the lad shewed the watch about to all the house, the boy said, to me Mr. Hollwell, what do you think of it, I said, I don't know, the boy sold it to this man for 11. 5s. Mr. Watts went to the public house to borrow the remainder of the money; the boy said, my father is sick in bed. Mrs. Hollwell said, Mr. Watts will you step to his father and see? I heard somebody call Will to that boy, Jack says he, you must say the watch is your's, for they have stopped it; I took hold of the lad, and says, I believe you have stole the watch, he had a little wand, and struck me twice, I ran after him into the Virginia Planter, and I said to some man are you an officer, if you are, take hold of this body, I never denied that Mr. Watts bought the watch.

Prisoner Watts. On Sunday morning this man and me went over to Mrs. Morgan's to ask them to come over, they came and this gentlewoman came over too, we made shift with a bit of cold leg of mutton for dinner, and it passed on till between five and six getting a little drop of drink, this boy came in and stood dangling his chain, so says I, Will you have got a watch is it your own? he comes and whispers to me I will sell it to you, if you will buy it; my father has been out of work this week or fortnight, and I want to give him a few shillings; what do you ask for it, says I, I don't know, whether he told me 11. 10s. or 11. 11s. 6d. I will not be positive, he came to 11. 5s. I said, I would buy it, if his father was agreeable; the watch was laid down on the top of my table, every body was looking at it, now thinks I, I have not the money, I will whip over to the chandler's shop, and at the same time, I will shew it somebody, I heard there was a disturbance about this watch, I went in again, and I says to the man, you run up with the

watch that is all I know about it. I never wronged a man of a farthing ever since I was born.

The prisoner Watts called one witness, who gave him a good character.

Both Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

108. JOHN ARMSTRONG and DENNIS CONDE was indicted for feloniously stealing, on the 4th of November, 4s. 6d. in monies numbered, and eight halfpence, the monies of John Harvey.

Both Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

109. JOHN PHANCUTT and JOHN PLATT were indicted for feloniously stealing, on the 10th of November, three live tame cock fowls, value 5s. three live tame hen fowls, value 3s. the goods of John Tibbott.

(The case was opened by Mr. Schoen.)

JOHN TIBBOTT *sworn.*

On Sunday morning about a quarter past five, on the 11th of November, I found my gate open, and I missed my fowls, three cocks and five hens, they were alive before they killed them; they were game fowls no game going; I saw them on Saturday the 10th of November, at dinner time, I did not go home after that.

Mr. Knowlys. When is your dinner time?—At twelve o'clock.

Q. Then from twelve o'clock to five the next morning, you did not see the fowls?—I did not.

Mr. Schoen. Where did you see them next?—I saw them at the magistrates.

Q. How

Q How did you know them?—They were marked, one was marked in the foot, the red cock cut in the web of the foot; I see him cut, the man that cut him is not here, and just above his eye, a piece was cut out with a pair of scissars.

Q What was that for?—Because I should know him again; the other cocks were not marked, I had had them two or three years, I will take my oath as long as I live, that they fowls were mine; one of the other cocks had a core taken out under his throat; I know the hens by having them so long, knowing they were my property by seeing them in the day, I had them three or four years, four of the hens were black, and one was a brown or red whatever you call it.

Q Did you define when you was at the magistrates, precisely the number you had lost?—Yes.

Q These fowls where all your's?—They were.

ELIZABETH TIBBOTT *sworn.*

I let these fowls in between four and five o'clock, I live between Cock-lane and Haggerston.

Prisoner Phancutt. In the mean time I would beg leave to ask them how I get my livelihood.

Prosecutor. They both worked for the same master as myself before they were taken.

Mr. Schoen to Mrs. Tibbott. Where did you turn them in?—Into a shed adjoining to the dwelling house, I cannot say I saw them after that time.

Q Does the shed lock up?—No, it is fastened by a string twisting about the nail.

Q Do you know these fowls?—I do, they were my fowls positively, I did not see them till I knew they were gone, I lost eight, three cocks and five hens.

SAMUEL BURR *sworn.*

I am a constable of Clerkenwell; on Sunday morning the 11th of November, about six o'clock I met Phancutt, Platt was with him, I met him at the top of Albemarle-street, St. John's-street, they asked me for the Nag's head, I told them it was very near there, and I asked them what they had got under their arms? each one having a bundle in a blue apron, I asked them what they had got there? Phancutt said, does it trouble you, what we have got, I said it did, and I would insist on seeing, says he, you have no occasion to make such a bother about it, he said, he was going down to Bath, I said, I would see what was in there, and I called my superintendant, Mr. Inglefield, to take charge of Platt; I directly took hold of another man, who was discharged before the justice, I carried them down to the watch-house, I took the bundles and opened them at the watch-house; Inglefield carried one each; Inglefield carried Phancutt's bundle, and I carried Platt's, I opened their bundles, and they contained dead fowls quite hot, just killed, they said, they were their own fowls, they said, they were cocks, hens, and pullets, he said, be they hens or cocks, be they what they will, there are eight in number. Phancutt had four, one cock and three hens; the other had two cocks and two hens; I says to them directly, now tell me where you have come from, they said directly they came from Kensington. Phancutt told me, that I got their names, now my lads, says I, you shall go along with me to gaol, I took them before the justice, and there Tibbott saw them, and the fowls, going to gaol, they begged to have a little beer, I let them have two pots of beer among them all.

Mr. Knowlys. In all this Phancutt was the great spokesman, do you think Platt had recovered from his evening's dose?—He was not drunk, but he had but very little to say.

CHARLES

CHARLES INGLEFIELD sworn.

I am superintendant of the watch, I was in company with Brown, at the time he stopped these men, I went to shut up the by man's box that morning, and Mr. Burr was along with me; just as I had shut up the box, these three men came up, the two men at the bar and another; Burr called to me, and we took them to the watch-house; there Burr asked what property they had there? they said, what property they had there was their own, the fowls were not produced before them, till they came before the magistrate in the morning; we took the fowls from them at the corner of Albemarle-street.

Mr. Knowlys. I take it for granted you do not mean to tell a different story from Burr?—I will tell nothing but the truth.

2. Did either of the men say any thing to you?—They did not till they got up to the Harp, where they went in to drink, when Platt said, he thought it made no odds to which prison he went, says he, I had rather go to New Prison, because I have been out only there last Thursday, from thence we went to prison with them; the next morning they were before the justice, and the prosecutor came and owned the property.

Mr. Knowlys. I believe Phancutt was the only person that spoke about the fowls, except that particular, which you mention, was Platt quite sober that morning?—He was not.

Court. How did you get at the owner?—The prosecutor met me while we were going up to the office on Clerkenwell-green.

Prisoner Phancutt. That gentleman tells false things, he carried them down to the watch-house himself, and he opened the apron, and told them as they lay on the table, and I told him I came from Kingsland.

Prisoner Platt. I told that gentleman in Clerkenwell, I never was there for any robbery.

The prisoner Platt called five witnesses, who gave him a good character; and the prisoner Phancutt called one.

John Phancutt. **GUILTY.** (Aged 34.)

John Platt. **GUILTY.** (Aged 28.)

Imprisoned six months, and publicly whipped

Tried by the second Middlesex Jury before
Mr. RECORDER.

110. JOHN DUNNETT was indicted for that he, on the 8th of November, feloniously did utter and publish as true a certain false and counterfeit bond obligatory purporting to be signed by Peter Richardson, William Goodluck, George Arnold and William Lea, and to be sealed and delivered by the said Peter Richardson, &c. and directed to John Dunnett, Esq. Rainthorp Hall, in the county of Norfolk, Esq. the tenor of which was as follows;

Know all men by these presents that we Peter Richardson, William Goodluck, George Arnold and William Lea, of the city of London, are held and firmly bound to John Dunnett, in the sum of 2,510l. of lawful money, of Great Britain, to be paid to the said John Dunnett, his successors, heirs or administrators, or either of them, the said sum of 2,510l. of like money to be paid by us, our successors, heirs, executors or administrators; therefore we are firmly bound to the said John Dunnett, in 2,510l. of lawful money of Great Britain, to be paid by us our successors, heirs, executors or administrators, therefore we firmly bind the same. Dated this 20th day of November, and in the 30th year of our sovereign by the grace of God of Great Britain, France and Ireland, king, defender of the faith and so forth, and in the year of our lord 1720. Being sealed with our seal of office the year and day above written. Signed P. Richardson, Wm. Goodluck, George Arnold

Arnold and William Lea. Being first duly stamped in the presence of T. Roberts. The receipts for the interest being as follows;

Received January 4, 1792, in trust
50l. John Dunnett.

Received January 20, 1792, in trust
50l. John Dunnett.

With intent to defraud the said Peter Richardson, William Goodluck, George Arnold and William Lea; he at the same time well knowing the said bond to be false, forged and counterfeit against the form of the statute and against the king's peace.

(The indictment was opened by Mr.— and the case by Mr. Garrow.)

Mr. RAILTON *sworn.*

At the latter end of October or on the 1st of November, Mr. Sewel who is an attorney at Norwich, and acquainted with Mr. Tilbury, who is a partner of mine, came to my house, he said, he came on a message of importance, he said, it was concerning a considerable debt which was due to the prisoner at the bar; Mr. Sewel produced to me this bond which I have in my hand, and said, the prisoner claimed on it; on that I read the bond over, found it very imperfectly written, being a bond for so very large a sum of money, said, it does not appear to me that it was written by any professional man; I wanted to know the consideration for the bond and how it came into Dunnett's hand; I mentioned that in the presence of the prisoner; the prisoner said, that he received the bond in payment of the quarter part of the lottery ticket which he had purchased in the lottery preceeding the date of the bond of Messrs. Richardson and Co. I then observed that there was 10l. more than the quarter part of that ticket, and that I apprehended there were deductions made from the prizes; the prisoner said, the bond was not dated

at the period at which he became entitled to his prize but afterward; I asked him if he knew who the witness to the bond was, because I had my doubts respecting it; he said, he believed he could find him out; I asked him how he became possessed of it; he said, it came to him in a parcel addressed to him at a house in Norwich; I think he said, the flying or rampart horse; I wished to see the letter it came in, and also to know who the witness was, as I thought I ought to have information of that kind before I made application to Messrs. Richardson; I desired Mr. Sewel to return into Norfolk for that purpose, and to learn every information he could respecting the bond; I was induced to do this in consequence of my believing what the prisoner said was true, and thinking that the payments had been made by some clerks in the house, and might have patched up this bond and have quieted the prisoner without Messrs. Richardson's knowledge, and I was the more led to make that sort of enquiry seeing two sums written by way of interest on the bond; on the subject of both of which he gave as blind an account as he did of the bond, and which he had admitted to have received in bank bills addressed to him in a similar manner as the bond itself, from which payments, he said, he had been inclined to rest satisfied with the bond till he had occasion for the money, which he then had for a considerable part of it. In consequence of my advice they returned into Norfolk as they left me, promising to go there; they came to my house again on the 8th of November, Mr. Sewel and the prisoner; I was out when they came in but found them there; the prisoner was desirous of having Richardson and Co. proceeded against by an arrest for the recovery of the bond; having still my doubts about the validity of it, as they had

had brought up no information or cover conveying the bond, I waved proceeding by an arrest, said, I knew the house of Richardson and Goodluck to be solvent, and that there would be no danger of a personal application, which I wished to have made on the circumstance of the bond, thinking as I did, that the prisoner had been imposed upon by the clerks. I desired an application might be made by myself that I might observe the countenances of the parties and the nature of their receiving the application. Dunnett and Sewel went with me, when we went to the lottery office I perceived Mr. Richardson there; I told him I had an occasion to speak to him on a letter of business, and wished he would give an opportunity of doing it in a private room; he invited me up stairs, I told him the two gentlemen with me, pointing to Mr. Sewel and the prisoner at the bar were concerned in what I wished to speak to him about, and therefore I desired they might come up at the same time; he consented to it, and we all went up together; Mr. Sewel then gave this bond to me in the presence of the prisoner; I gave it to Mr. Richardson, told him I was applied to by an attorney and the prisoner respecting the money that was due on the bond, that the prisoner did not want all the money, but a part of it, that I wished him to look on the bond and give his answer to it, and then gave it to Mr. Richardson; Mr. Richardson read it, was much agitated I could perceive while he was reading it; he looked at me says he, Mr. Railton I have known you many years, I am astonished at the demand, and if the parties had presented the bond without your being present I would have deemed them madmen, but out of respect to you I shall give such answers as I think proper; I then asked him if the signature to the bond, purporting to be Richardson was his signature; he said, it was not; I asked him if the signature of any of

the gentlemen who were his partners appeared to be their signatures; he said, they did not; I asked him if he knew the signature of the person purporting to be a witness Roberts, he said, they had a clerk of the name of Roberts, he said, it was not his signature; he, desirous of giving me any information in his power; after he had denied the writing of himself and partners, said, that if I wanted the satisfaction to see his partners he would desire them to come up without any comment at all, without any observation they each denied the hand writing on the bond to be theirs; I then communicated to them my sentiment that he might have been imposed upon by some person in their house, and I would wish the books to be searched, which they readily consented to, and searched the books so as to discover this man had no dealings with them at the period which he mentioned; there were some transactions that appeared afterwards to be done with him, and there appeared to be about 8d. or 4d. owing for the postage of a letter or something, and the prisoner was that overpaid, he then asked the prisoner what he brought the bond there for; then he demanded the 2,510l. for which it purports to be given, he said he demanded the money of Mr. Richardson; it was after this period that Mr. Richardson wanted to know what to do; I then said, if it would turn out fatal to the prisoner I was sorry I had been made use of. A constable was sent for and he was taken into custody, and taken before a magistrate; I am sure it is the bond, for I put my initials on the margin; I put it under the seal of the prisoner, then I put the bond under a cover sealed by the prisoner and myself, and afterwards I put my initials on it.

Mr. Knapp. Mr. Railton, I believe before this you had never seen the prisoner at the bar?—Nor knew him, nor did I know Mr. Sewel.

R r

Q. Mr.

Q. Mr. Tilbury, nor yourself was agent to Mr. Sewel?—No, not at all.

Q. When the prisoner at the bar was first introduced to you you looked upon him quite a country man, an ignorant man who might easily be imposed upon?—I did in the manner I have alluded to in my evidence.

Q. When he came first to you you completely had the idea in your mind, and that was the reason you had the desire of his going back again; his persisting that he had bought a quarter share of a lottery ticket which had been fortunate to be drawn a 10,000l. prize?—I thought him imposed upon as a countryman and that Richardson and Co. had paid the money to some of their clerks who had quieted this man by this bond.

Q. At the last you felt yourself extremely concerned to have any thing to do in this business. You went twice to the house of Richardson and Co.?—I went only once.

Q. Did Mr. Sewel or the prisoner tender the bond?—Mr. Sewel produced the bond to me; he always produced it to me; Mr. Sewel also told me that he had his doubt about the bond and that Dannett admitted it to be his.

Q. Dupnett did not make use of such expression as admit?—Yes, he did, and that he had it for payment of a lottery ticket.

Q. We are then to understand that the prisoner having expressed a doubt about this bond went to the house of Richardson and Co. whose bond it was. Did he ever hesitate going to Richardson's house?—I cannot say he did; I advised Mr. Sewel not to part with the bond.

Q. From the first time you had seen him to that time he might have come back again or not?—To be sure he might, I would have much rather he would have gone off than stayed.

Q. You say you was led to imagine that this man was imposed upon by a-

nother circumstance, that the bond itself was not done in a business way yet the indorsement was?—No, he had wrote the indorsement himself.

Q. In point of fact when you came to make the enquiry you did hear of such a person of the name of Roberts?—Yes, that made me still the more believe the man could be cheated; I was satisfied there must be guilt somewhere, but I could not impute it any where.

Q. Still however the prisoner at the bar, in the course of all this examination, stopped and heard it all and he remained fixed in his determination and you went with him?—Because I wished to see how Richardson and Goodluck would treat it in countenance and observation.

Q. He was there and stopped all the while to hear it?—Yes,

Q. To *Railton*. I would ask you, first from your opportunity of observing of the prisoner at the bar whether he shewed any particularity in his conduct during the whole or part of the time you saw him?—I thought his countenance was wild and distracted even from the first time I saw him he gave frequent stares and looks not quite in my opinion consistent with a person in his senses; that was the impression his conduct made on my mind in the moment.

Q. Whether you did not imagine that his conduct betrayed the conduct of a man out of his mind?—When I told him the question was serious, he seemed very much agitated; and I could see that his mind was disturbed, whether it was the effect of a disordered mind, or the effect of conscious guilt, gentlemen, it will be for your verdict.

Q. Mr. Richardson seemed to think the same as you?—The reason was, that he thought it was a bold thing, to demand money on a bond, which was neither his writing nor his partners.

Q. Did

Q. Did you see, on that occasion, Mr. Arnold?—I saw all the partners, but one, Mr. Goodluck.

Q. Do you know whether there is such a person as Mr. Goodluck?—I don't know.

Mr. Steele to Mr. Railton. Did it appear to you that Mr. Roberts, their clerk, had had correspondence with the prisoner?—It did.

Mr. SEWEL sworn.

I am an attorney at Norwich. I have known the prisoner ever since my infancy. He has resided at Rainthorp Hall, about eight miles from Norwich. He had mentioned being possessed of such property, frequently. It may be four or five years back. He described himself to be possessed of property of three or four thousand pounds. I don't know from what house, but I recollect he had security for some property, derived from the lottery, as early as four years ago. About the 8th of October, he applied to me on the very subject of this bond. On the 20th of August the prisoner applied, and requested me to go over to Ingham with him, to look over a considerable estate he was about to purchase. I went over with him, and advised him against it. — The estate afterwards came to auction, and the prisoner became the purchaser of it, for 6000 l. — Afterwards he wished to recede from the bargain, as they applied to him for the deposit and duty. I was applied to to settle it, as he did not want to have it, the world was very censorious upon him, and he asked me to advertise for a meeting of his creditors. In consequence of that advertisement being inserted, the prisoner deposited that security, with other securities, in my possession, for to answer these demands. The amount of the other security might be 500 l. or upwards: all of them promissory notes. The debts claimed amounted to more than 700 l. After the others had been lodged with

me I recommended the prisoner to look to the notes of hand first, and let this matter rest a little while. I wrote to the parties, whom the prisoner pretended were his debtors, and delivered the drafts to the prisoner, who said he was going over to Bury, and that he would deliver them to the parties. None of them paid, except 6 l. On the 30th of October, Dunnest applied to me to come to town with him. There was 700 l. to pay, and only 6 l. to pay it with. The prisoner was in the seed trade, and lived at some expense, in the stile of a private gentleman's son. In consequence of that I came, and arrived in town, on the 31st of October last; and called upon Mr. Railton. I cannot correct Mr. Railton in his statement, in one instance. I was before the Lord Mayor. The bond that I went to demand upon, I received from the prisoner.

Mr. Knapp. You say, you had known the prisoner from his infancy. Had you frequent opportunities of seeing him?—Very frequently.

Q. Was you in the habits of intimacy with him?—Yes, on very good terms. I have been with him at his uncle's house, when I was a school-boy, I used to go there to spend two or three days frequently.

Q. Did you ever make any observations on his conduct?—There was I thought something extremely singular in his conduct; it might be three years since he seemed very low, rather in a state of stupidity than otherwise.

Q. Had he any sister?—He had two or three sisters.

Q. Do you know them?—I know one and only one; I have heard that he went to a closet and took out a brace of pistols and attempted to shoot his sister.

Q. Do you remember the circumstance of his having a fall from his horse?—That was the time I speak of, three years ago; I did not see him fall, I heard of it, and that

that he was in consequence of that, in a state of stupidity for some time; it was after that time that I heard of the conduct he used to his sister; last November I heard of his conduct to his sister.

Q. Have you heard any thing of his attempting to drown himself?—I did hear it in the month of October, or the beginning of November.

Q. In short from the observations that you had made of him from being a school boy to the present time, there was always something peculiarly singular about him?—There was.

Mr. Garraw. Pray Mr. Sewel let us be a little grave. If he had applied to you to make his will would you have made it?—I did make his will in the month of March, in the present year.

Q. Did you consider him as a sane man at that time?—Undoubtedly so, or else I should not have made his will.

Q. You took him to be a man of sound mind and memory, capable of disposing of his property; do you think that he continued of the same disposing powers till he came to London?—I do.

Q. All that you meant to describe of him was, that he was not so gay, that he was not so talkative as some others, that he was occasionally dispirited, but always of a sound mind and disposing powers. Now we heard a good deal of what you have been told. Did you ever hear it insinuated that he was not a man of perfectly good understanding and capable of conducting all his affairs?—Never.

Q. Pray when did you hear this anecdote about the unloaded pistol?—This I heard just before he came to town the last time.

Q. Was that after he had been at Mr. Railton's?—It might be a fortnight back or three weeks.

Q. Then there had got a rumour in the country, that he had presented a pistol to his sister, and fell from his horse;

but down to the time you visited Mr. Richardson, had you ever heard it hinted that he had been in danger of drowning?—No.

JOSEPH KEITH *sworn*.

I am clerk in the house of Messrs Richardson and Goodluck; I am acquainted with the hand writing of the parties; I came there in November 1790; I do not believe the signatures to this bond to be Mr. Richardson's, Mr. Goodluck's, Mr. Arnold's, or Mr. Lea's; I am satisfied they are not the hand writing of either of them; I know Mr. Arundell Roberts, I am acquainted with his hand writing; the subscribing witness to this bond. I am sure is not his hand writing; I am satisfied neither of them are the signatures of any body in that house; Mr. Richardson to be sure does write P. Richardson, and that is P. Richardson, but that I am certain is not his writing.

ARUNDELL ROBERTS *sworn*.

I have been in the house of Richardson and Goodluck five or six years; I don't believe any of the signatures of that bond, are the signatures of either of the gentlemen of that house; the name of Roberts as the attesting witness is not my name nor my hand writing. We have had some transactions with a person of the name of Dunnett; the first letter was an order for shares of tickets, this was answered in February 1792. This is the first letter I ever remember coming from Mr. Dunnett. (The letter deposed to be the prosecutor's hand writing by Mr. Sewel, and the letter read by the clerk.)

Messrs. I have inclosed a bill of eleven guineas; I should be much obliged to you to send by return of post as many sixteenths in the present lottery for that sum; I will send you a list of names and the money for registering as they are

not

not all for myself therefore, I cannot now inform you till I have seen the parties, your's John Dunnett, Rainthorp Hall; February, 1792. Please to direct to me at the Rampant Horse, Norwich. (A letter shewn to the witness, which he deposes was in answer to this letter.)

Here is also another letter, which is the last I ever wrote to him, from his writing to us about selling 2500l. stock for him, and from Rainthorp Hall, I took to write to him, John Dunnett, Esq. the stock he wanted, sold for 2510l. this he was informed of in the letter of the 14th of October. On the 25th of October, I received another letter, desiring to know transfer and other days of doing business at the Bank.

Here is another letter, and a cover to it which I sent him on the 26th of October.

2. Are you certain that that cover never contained the bond, or at least you never sent it in that cover?—On the contrary, it contained a mere letter of business; for the house of Richardson and Co.

The letter was wrote on a sheet of post paper, this cover is the half of the letter I sent, here are a number of seals on the paper, which were not on it when it went from me, the words Sir, Sir, was not on it, when it went from me.

2. Was there no transaction with your house, and the prisoner on the account of a prize of 10,000l.—We have not shared a 10,000l. prize since the lottery 1785, which was drawn in 1786.

2. If any person in the name of Dunnett, had become possessed of such a prize, would you of course have known it, are the books public for all persons to see?—They are.

2. Then except these transactions there has been none with the prisoner Dunnett to your knowledge?—None at all, he wrote up to know what his prize

amounted to: and we wrote him word, he owes us now about 1s. 7s.

Mr. RALPH DYER *sworn.*

I have been a Clerk in the house of Messrs. Richardson and Co's, for twelve years. — The signature to this paper has not the least appearance of the handwriting of any person in our house.

CHARLES WATTS *sworn.*

I am a Clerk in the Bank of England, I was at Messrs. Richardson's and Goodluck's, and knew the character and handwriting of all the parties. All the signatures to this paper appear to me to be forgeries.

Q. To Mr. Roberts, What is the names of the house of Richardson and Co.—Peter Richardson, George Arnold, William Goodluck, and William Lea.—(William Goodluck being a minor, the father, Robert Goodluck, executed the bond for him.)

WILLIAM MERRYMAN *sworn.*

I am a constable. I was present at the Lord Mayor's when the prisoner was examined, and he described this cover as the cover in which he received the bond. (The bond read by the clerk.)

Prisoner. May it please your Lordship, and Gentlemen of the Jury. In the beginning of the year 1789, I sent money to the house of Messrs. Richardson and Co. to send me, in return, a quarter of a lottery ticket. In the month of March following, I was informed that the ticket was entitled to 10,000l. Being greatly rejoiced at such an event, I was going on horse back, among my friends and acquaintances, when I had the misfortune to be thrown from my horse, and my skull was fractured.—And from that time I was incapable of attending to my business. As soon as I recovered my senses a little, I sent a letter to Messrs. Richardson and Co's, informing them, I
S f was

as the fortunate adventurer, and became thereby intitled to the 10,000*l.* prize, and would take their bond, payable on demand, for the same. On which, in a few days afterwards, Messrs. Richardson and Co. sent me an answer, desiring me to buy a quantity of lottery tickets, and they would send me their bond, as required, which they did: and they sent me 250*l.* and I received two different sums of money, as interest for the same, of Richardson and Goodluck.

In the month of October, being in want of a few hundred pounds, to answer some demands: I desired Mr. Sewell to advertise a meeting of my creditors; and I requested him to come to town with me, to receive such monies as I should be intitled to, to answer the demands against me: and Mr. Sewell and myself came to town in October; and we went to Mr. Railton's. He advised us to go back again to get some necessary things wanting; accordingly I did. — When we went up again, and came again to London, we went with Mr. Railton to Mr. Richardson's; and when Mr. Richardson asked me if I wanted the money, I told him, yes. He sent for a constable, and charged me with committing a forgery.

I hope you will take my unfortunate case into consideration. I am innocent of the case before you, I have at all times been a man of property until now. And, my Lords and Gentlemen, I should have a number of respectable persons, in order to convince the Court of my innocence, and my character in general; and of the unfortunate situation of being deranged in my senses, as I am frequently laid up for a month, which is a hardship for me: but the great distance prevents their attendance; which I hope, my Lords and Gentlemen, you will take into consideration my unfortunate condition, in losing my senses.—And, my Lord, if the bond

is a forgery, I have been greatly imposed upon, by those who remitted me the bond for my share of the ticket in the lottery. I never was in London till I came for the bond. If I had known it to have been a forgery, I would not have gone to have received the money, nor have had it in my possession. I never saw any of their writing, nor of their clerks, till I came to London.—Therefore, my Lord and Gentlemen, consider my unfortunate situation, of being deprived of my senses, which can be no more restored to me again.

THOMAS PIXLEY *sworn.*

I am an East-India Company Surveyor. I don't know the prisoner, only by the conversation I have had with him.

WILLIAM ROBERTS *sworn.*

I am an Assistant to the Poultry Compter. I remember the prisoner at the bar coming into my custody; his conduct has been very singular in many instances. He has pretended to write to people of Norwich, whom he has had no degree of claim on; and several other things that made me believe that the man was really out of his mind.

The second or third day after the man was in custody, Mr. Railton and he were in the lodge together; and Mr. Railton said he must be out of his mind, or he would never have done as he had done; and in several instances behaving wild — such as making away with his things: — he did not mind whatever he had. He would give away every thing he had—he did not care to whom: I sincerely believe, and, I am on my oath, that the man is not right in his senses.

Mr. Garrow. Have you ever had occasion to observe mad people before?—I never was much used to them.

Q. Was

Q. Was you subpoenaed?— I always attend here the time the London Jury are sitting.

Q. When did you first communicate this?—Several times I communicated it.

Q. Mr. Roberts have you other grounds than those you have mentioned, to make you suppose this man was deranged?—He first of all employed Mr. Railton, then he employed Mr. Dalby the short hand writer; and at last he employed this man.

Q. Mr. Roberts, who wrote these letters you have mentioned?—Mr. Dalby was applied to in the business for him, and he wrote to Norwich by the desire of Dunnett, there was an answer to this, and Mr. Dalby shewed me the answer to this letter.

Q. Then Mr. Dalby employed as the confidential solicitor to a man under your custody; shewed you his client's letters and the answers?—He shewed me the answers, I cannot say he shewed me the letters himself.

Q. When did Mr. Dalby shew you the answers?—As nearly as soon as he received them.

Q. I suppose you thought it a strong proof of madness that the man did not receive the money he wrote for. Did you hear of this story of the pistol that hath been invented?—No.

Q. Nor any fall from the horse?—No, sir.

Q. With respect to Mr. Railton, was what Mr. Railton said no more than this, that he believed he was mad; did not he say that his reason for stating him to be mad was his conduct?—Mr. Railton said he believed he was mad.

Q. So Mr. Railton was coarse and indelicate enough to tell a poor man in his condition "you are mad;" and that is all, on your oath did Mr. Railton ever make use of such an expression without adding more; did not he say you must

be mad to go to a house to demand money on that bond?—I tell you and what I tell you is verbatim.

Q. Then Mr. Railton did not give any reason for thinking him mad; upon your oath did not you hear Mr. Railton say that his conduct was the conduct of a mad man, thinking to demand this money when it was not due?—I never heard so much discourse as that.

Mr. Railton. I waited on him at two periods in the Compter, he was without friends, and without property, and without advice, and sought for me to advise him; I did not incline to undertake such a prosecution; I said that Mrs. Chetham was a very proper person to advise with him; this was the first period I saw him, he was very much distressed; the second time I saw him I did not chose to go up into the prison to the man again, for I thought he looked agitated; this man has great truth in part that he says; when he came down to me, I asked him if he had employed Mr. Chetham, I told him it would be material, he should have some advice.

Court. I think the indictment is ill conceived; I shall take the opinion of the Jury on the fact; the act of parliament describes a number of offences by indorsements and by assignments, &c. but I take it in all, there must be a condition, and a penalty, to make it a bond obligatory, this is a writing obligatory, but I think it is not a bond obligatory, unless it has these two essential qualifications to it; I shall therefore reserve the law for the opinion of the Judges.

GUILTY. (Aged 25.)

(Judgment was ordered to be respited.)

Tried by the London Jury before

Mr. COMMON SERJEANT

WILLIAM

111. WILLIAM GOLDSMITH was indicted, for that he on the 13th of November, with a certain bludgeon of no value, which he then in his right hand there had and held unlawfully, feloniously and maliciously, on Philip Morgan did make an assault; and then and there in a forcible and violent manner, unlawfully, feloniously, and maliciously demanded his money with a felonious attempt to rob him.

PHILIP MORGAN *sworn.*

I am no business, I am blind; I have some little to live upon, I live at Ratcliff-cross, on the 13th of November, about five or a little after in the evening, to the best of my knowledge, I was going from London to Stepney, I was all alone, by enquiry I can find my way any where almost; I came along Fieldgate-street, and was going into the fields, in the foot path that goes from Whitechapel to Stepney church; Mr. Upfall that is here saw me across the road, because it was very dirty, and went with me through the posts just into the fields; I am sure I was in the direct foot way, he led me just to the posts, I went through the posts by myself; I am certain I was in the foot way; then as soon as I came into the fields, I heard two men talking, one of them said to the other, damn your eyes, and passed. William Goldsmith came up to me and bid me stand and deliver; I asked him what I was to deliver, he told me either my money or my life, I told him I had very little money only a few halfpence, and if he would have patience I would give him them; he then said, damn you, where is your watch, I said, gentlemen, I have no watch, he immediately tore off a button of my breeches, and put his hand into my breeches pocket; then he began beating me with a stick very violently, I tried to wrest the stick out of his hand, I said for God's sake do not use me ill,

gentlemen, for I cannot see; then the other man said come along, and they both left me; directly I heard a voice cry stop them; and I came back out of the path into Whitechapel, and I asked somebody where the people were that cried stop him; when I came up, Mr. Upfall had got him into custody; I cannot know him by sight; but I shall know him by his speech, because I took particular notice; when I was going before the magistrate I put my hand to my side, and I felt it wet, and I found my shirt was all blood, and I found there was a hole cut there, even to my skin.

Q. Did he strike you before he demanded your money?—No.

Q. Did he at any time after he struck you demand your money?—No, it was before he struck me.

Not GUILTY.

Tried by the second Middlesex Jury before.

Mr. RECORDER:

112. EDWARD PLUMMER was indicted for feloniously stealing on the 2d of June, a pair of linen sheets, value 5s. a linen table cloth, value 2s. a flat iron, value 6d. the goods of William Bennett in a lodging room.

WILLIAM BENNETT *sworn.*

My wife let a lodging to the prisoner, and a woman as his wife.

ELEANOR BENNETT *sworn.*

I let this lodging for three and sixpence a week, my husband knew it afterwards he was in it about nine weeks, it was the 2d of June twelvemonth past, about nine weeks after they came, the mother of the woman came and demanded her away; and to the best of my knowledge he stayed about five weeks after, he had the

the room ready furnished; he went away on Tuesday and sent the key on Friday by his hair dresser, I went up stairs directly into the room, and there were no sheets on the bed; this was in June, 1791, and every thing was safe, but these articles, the sheet cloth and iron I have never seen them since.

2. How came you not to prosecute him before this?— I never knew where he was.

William Bennett. I agreed to this contract of my wife; I know the articles were missing; near a twelve-month ago I met him promiscuously in the street; I asked him concerning the things, and he promised me before witness that he would satisfy me.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. RECORDER.

113. BARNABY YATES was indicted for feloniously stealing on the 14th of November, ten yards of cotton, value 35s. four cotton shawls, value 2s. the goods of John Scoffeld in his dwelling house.

JOHN SCOFFELD *sworn.*

I am a linen draper, on the 14th of November last, the prisoner at the bar, came into the shop rather hastily; and took up this property, I was in the room adjoining, I was going out of the shop, and I gave the slip, to a person who will appear next, which is my brother; I had that day week lost about 20l. worth; I went into the parlour, just as I was at the door, the prisoner comes in and takes these articles up; my brother pursued him, and took hold of him just before he was out of the shop, I saw him stop him as I came out; he let them

fall in the shop, and he said he was only moving them because I was gone out; I do not know him, but I heard him say that expression, he took them from the counter, I then took him below till I had time to see for a constable, for fear he should be rescued; I could not find one, I took him to Bow-street, and carried the things to Bow-street along with the prisoner; and they delivered them to me, and I have kept them ever since. (Produced and deposed to.)

WILLIAM SCOFFELD *sworn.*

I am the brother of the last witness; I was in the shop at the counter end, nigh the door, it is No. 78, Piccadilly; the goods were folded up on the counter; this man came in, the door was open, and caught hold of the goods and was going off immediately, he was about two yards and a half from the door when I took the goods and laid hold of him, and said, you thief I have caught you, and immediately he tumbled the goods out of his hand just down by his feet; my brother came out and we took him to Bow-street.

John Scoff I petition you to tell the jury to find the value of the things under 40s.

Prisoner. I leave it to the court.

GUILTY of stealing to the value 39s.

Transported for seven years.

GUILTY. (Aged 17.)

Tried by the first Middlesex Jury before

Mr. RECORDER.

114. WILLIAM BLACKETT was indicted for feloniously stealing, on the 17th of November, a horse collar, value 1s. a horse bridle, value 1s. a sewing girt, value 1s. and a pair of horse ends, value 1s. the goods of Abraham Herne.

T t

ABRAHAM

ABRAHAM HERNE *sworn.*

I am a bricklayer; I lost these articles out of my stable, the prisoner was a servant of mine at the time I lost the property, he was a carter; I did not know they were lost till I received information of his landlord where he lodged; I was with the constable when the property was taken; I did not see them till the day he was taken up, when the goods were found; I saw the prisoner in the hands of the constable, Saturday evening the 17th of November; I did not see any thing on him; I saw them afterward at his lodging; I heard him say it was his lodging; I found the things mentioned in the indictment there, in a box; he did not sleep at my house; when these things were taken he fell down on his knees and begged I would overlook it, it was his own voluntary confession before the hearing. (The things produced and deposed to.)

Prisoner. He told me if I would confess he would not hurt me.

Court to Prosecutor. Did you take a character with him?—I did not; I had only had him six weeks.

Jury. How did he behave, did you find him a diligent man?—I did.

The prisoner called one witness who gave him a good character.

Prisoner. I told him I could not live long with him only till the spring of the year, as I intended to do a little business for myself; after I had been with him about six weeks the landlord takes a note to Mr. Herne; it is about three weeks or a month before I had these things; I bought them in Smithfield, they are old things; I bought them for 4s. 6d. I could spare a little at a time better than a great quantity.

Court to Herne. Are you sure they are your things?—I brought them from Marlborough-street office; there is no mark on them; I believe them to be mine.

Prisoner. This Mr. Herne keeps seven or eight labouring men; I goes out from

six o'clock to six o'clock, and they are in from morning to night, most of them Irishmen; I gave 18d. for the head, 1s. for the collar, and 2s. for each of the other things. Mr. Herne knows I told him so.

Herne. His name is not William Blackett, but his name is James Blackwell.

GUILTY. (Aged 32.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. RECORDER.

115. LAWRENCE BLEWMOUTH was indicted for feloniously stealing, on the 12th of December, twenty pounds weight of Russia tallow, value 5s. the goods of Charles Patrick Reman and Thomas Holmes.

Mr. JONES *sworn.*

I am the mate of a ship which lies on Limehouse hole, the 3d tier. On Wednesday the 12th of December, I went down into the hole and I found three casks of tallow broached, it was between eight and nine in the morning, I went up and mentioned it to the people on deck, and desired them to look out after the lumpers when they went on shore. At half past twelve the prisoner at the bar and another man went into the boat, the officer saw them going over the side, he informed me of it; I insisted on them two men not to go; I took them back and had them stripped, and the prisoner at the bar said, I have some tallow, and dropped the tallow from his leather belt; I did not see it drop, but I saw it dropping, it came from under a leather belt, the bag weighed about twenty pounds and two ounces; it belonged to the owners Reman and Holmes.

Mr.

Mr. Knowlys. What time did this man come on board that day?—He came on board half past eight; there might be six or seven or eight or nine more in the vessel.

2. When he went out he came back on your calling him, and on your saying, that some of you have tallow about you, he readily admitted he had tallow?—He did, and afterwards it was laid down on the deck.

2. Now I would ask you Mr. Jones, after you had made enquiry on the subject, whether you have made use of this expression, that you did not believe the prisoner had stole the tallow, but that the little man had done it, and that you believed he was innocent, and you had more suspicion of the little man than this man?—I said, they were all concerned together.

2. Pray Mr. Jones was not this man at the time pretty far advanced in liquor?—He was not.

2. This man has a wife and four children?—He has.

Court. What is he?—He goes a lumping.

JOSEPH WEST *sworn.*

I am a constable; I was called to take this man into custody, and I took him and the tallow before the magistrate; I don't know who are the owners of this ship.

JOHN DAVIS *sworn.*

I am a tide waiter and constable; I don't know who are the owners of this ship.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. COMMON SERJEANT.

116. **JOHN MACDONALD** was indicted for stealing, on the 9th of December, one silk cloak, value 15s. a linen apron,

value 2s. and two guineas in monies, the goods, chattels and monies of Martin Leonard.

MARTIN LEONARD *sworn.*

I am a carpenter; I live at No. 6, Wild-street. Last Saturday night this man came into my room; about one o'clock I awaked and saw the man in the place; I asked him what he wanted; he said, he wanted to lodge; I left the door on the latch, it was a public lodging house; I look upon it the time he came in he was in liquor; I don't know exactly that the man came in with an intent to rob; I did not catch any thing on him but I charged him with the constable, and I missed the two guineas about six in the morning, but I cannot charge the prisoner exactly; there were things in the place that I saw him undoing, but there was nothing found on him.

GEORGE HILL *sworn.*

I am the watchman of St. Giles's; coming past the door I was called up, this man was in his shirt, his wife was in bed, the prisoner was in the room with his clothes on; says he, I give you charge of that man coming privately into my room, with an intent to rob me; I took the man to the watch-house, and he was had before the justice, and committed to trial, but neither me nor the constable searched him.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. COMMON SERJEANT.

117. **RICHARD GOODALL** and **EDWARD MARSHALL** were indicted for feloniously stealing, on the 13th of November, fourteen furr tippets, value 4l. the goods of Joseph Slack

ISAAC

ISAAC SLACK *sworn.*

I am the brother of Mr. Joseph Slack, he keeps two shops, No. 42, and No. 45, Oxford-road, I was in the shop, No. 45, and I saw the prisoner at the bar, Marshall, on the 13th of November, between four and five in the afternoon; I went out and went to No. 42, and saw he had Goodall with him in company, and communicated my suspicions to No. 42, afterwards I saw them by the door, each side, and I saw Marshall pull down some tippets, one of which he put under his coat and the other he kept in his hand; the tippets were about a yard from the door, hanging by the side, they were within reach of a man's arm if he stands on the threshold of the door, he made off and I followed him and took him in twenty yards; when I laid hold of him he threw one tippet down as I brought him to the house at 42, and the other fell from under his coat, after I had got him into the house, Goodall came into the shop and wished to excuse the other, and said, he was sure Marshall would not take them; on that I attempted to lay hold of him, because he was in company with Marshall at the time the tippets were stole; I was quite sure of that at that time; he got away amongst the crowd as fast as he could; there was a crowd about the door, he could not run because there were so many people; he was taken near an hour or an hour and a half after; nothing was found upon him at all; I don't think he was searched, he was taken immediately to the office in Marlborough-street; when he was before the Magistrate what he said was not taken in writing, nor did I make use of any persuasions or any body in my hearing; he said, it was the first offence, and he hoped they would let him get off this time and he would quit England; this was said by Goodall, Marshall said nothing at all; the tippets were delivered to our shopman, he has had them ever since.

2. Then you have no reason to charge Goodall, but merely being in company with Marshall?—In the first instance Marshall and Goodall were by our shop and then he took them and gave them to Marshall.

Prisoner Marshall. I had no more than one, and I carried it open in my hand.

JOHN PAINE *sworn.*

I am shopman to Mr. Joseph Slack; at the time the two first tippets were stole I was in the shop 45; I saw the two prisoners but I did not see any thing they had got; about a quarter of an hour afterwards the two prisoners were round the door again, as I am told; I was out when I returned the two other tippets had been stole; Mr. Slack informed me what had happened, and delivered to me the two tippets; they were carried before the magistrate, and I have had them in my possession ever since. (Produced and depoted to.)

Prisoner Marshall. Please your Worship when I set off from my friends house in the morning, I went to Charles-street, Bartlet-square to a butler, and drank a little with him there; coming down Bond-street I met a friend that had just come from France; I went with him and had four pots of ale; he told me of a place of a gentleman just going abroad, to enquire at the Oxford coffee house, accordingly I called there and he was not at home; just as we got to Mr. Slack's house we parted and shook hands together; he returned back to go up Oxford-road, I left him and going by the prosecutor's door I saw this tippet lay by the prosecutor's doors; I picked it up, and was walking away with it openly in my hand; the prosecutor came and caught hold of me and took me into the shop, and when I got into the shop, he said, he would prosecute me if he could; I begged mercy; if I had meant it

it as a thief I should not have carried it in my hand; he told the gentleman of the office that I stole another tippet which he found on the ground by me; when I was before the justice I begged his pardon, and he said, you rascal if it was in my power I would hang you, and if you are not heavy enough, if I could have my will, I would pull your legs.

Prisoner Goodall. I left Marshall nigh the prosecutor's door and went on; I heard the cry of stop thief! I turned back and in about twenty yards I heard the thief was taken; accordingly I saw it was Marshall, he called me in, as as soon as I got in, the prosecutor took hold of me by the collar and said, fir, you have got the other two; he kept me about three minutes and then let me go; in the course of an hour and a half, two constables took me up and searched me and found nothing.

The prisoner Marshall called five witnesses to his character.

The prisoner Goodall called two.

Both GUILTY.

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT.

118. JOSEPH EDWARDS was indicted for feloniously stealing, on the 17th of November, one silver watch, value 1l. one steel watch chain, value 6d. two brass watch keys value 2d. one steel watch key, value 1d. one steel seal, value 1d. one steel bed hook, value 1d. the goods of James Foxley.

JAMES FOXLEY *sworn.*

I am a day labourer; I have been in town a little while at work, at Mr. Hull's livery stables, in little Moorfields;

I laid there on the 17th of November; I went to bed a little before ten; when I went to bed I pulled off my breeches and laid them below my head; my watch was in my breeches; I awaked about eight in the morning and got up; I did not miss my watch before; my breeches were gone from the head of the bed, and lay at the foot of the bed, and my watch was taken out, it was a silver case watch, both cases; this man had been at work with me for about three weeks, he lay in the same room with me, but not that night; I saw him at the King's Head in Angel-alley that night, he knew where I lay; I did not lock the door because there were two young fellows I expected to come to bed; this was on the 17th, Saturday.

JOHN KING *sworn.*

I am an officer of the city. On the 20th of November Foxley came to me and said, he had lost his watch and asked me to go along with him and apprehend the prisoner; I told him I was obliged to go to the Mansion house; he said, he expected to see him at twelve o'clock; says I, do you seize him, when I came back I found he had taken the man; I went before the Lord Mayor and he was discharged and nothing found on him. On some other occasion his master had desired me to get some duplicates of blankets which he had lost, he said, he had made away with them; I saw his wife and him fumbling in a box together; I caught hold of the box, and I found this duplicate in her huff in the box, pledged on Wednesday night after he had been turned up by the Lord Mayor; the maker's name was on the duplicate, which the prosecutor told me; I acquainted the prosecutor; he went with me to the pawnbroker's and said, it was his watch.

U u

Prisoner.

Prisoner. The person that you took the duplicate from was not my wife, nor did belong to me nor was it my room. — You called her your wife, and you lodged there.

Mr. BAKER *sworn.*

I live with Mr. Harrison the corner of Tottenham court road, opposite great Russel-street; I know the prisoner. On the 20th of November, between eight and nine in the evening, he came to me to pledge a silver watch; I am sure I took it of that man; I took it in for 12s. 6d. (Produced and deposed to.)

Prisoner. My lord this man accuses me of my apartment belonging to me, it does not; I never took the room nor lodged in it, nor paid rent for it; I took my linen to wash there once a week; I had no property in the box.

Court. How came you to pawn them? — I did not.

GUILTY. (Aged 22.)

Transported for seven years.

Tried by the London Jury before
Mr. COMMON SERJEANT.

119. WILLIAM RATHBONE was indicted for feloniously stealing, on the 12th of December, one side of pork, value 10s. the goods of John Wilkins.

JOHN WILKINS *sworn.*

I am a porter for people at Islington; I work with the cart and horse; last Wednesday morning I was loading my cart and was going back again for some more meat, between eight and nine the cart was at the end of Rose-street, Newgate-street, and I turned my head about and sees a man taking a side of meat on his shoulder out of the cart; I immediately asked him where he was going with

the side of pork; he said, he was going to put it in another man's cart; I said, if you please you must put into my cart again, and I charged an officer with him, and carried him to Bow-street; I know nothing of the man, I never employed him, nor never saw him with my eyes before as I know of; it was a whole side of pork worth 10s. he had just turned round with it and was going away; it was in one of the public avenues going to the market.

The prisoner called five witnesses who gave him an excellent character.

Not GUILTY.

Tried by the London Jury before
Mr. COMMON SERJEANT.

120. DANIEL KNIFE was indicted for feloniously and burglariously breaking and entering the dwelling house of Arthur Double and Mary King, about the hour of six in the night of the 4th of November, and burglariously and feloniously stealing therein, a printed bound book, value 1s. the goods of Edward Cashen, and four printed bound books, value 4s. the goods of William Gillies.

MARY DAVIDSON *sworn.*

I am servant to Mr. King and Mr. Double; they keep a boarding school in Cooper's-row, Golden-square, Crutch-ed-friars; I was standing in my kitchen and I heard a noise and one of the blinds of the window was loose; I got up and went into the pantry and I found nothing there, and I immediately went into the parlour; I had been about ten minutes before that in the parlour, that I found one of the blinds and both the windows up, I shut down both the windows and I immediately put the shutters to and went up stairs to my fellow-servant, and told her I believe the house had

had been robbed, I missed these books directly, we came down both of us and could not find any body in the house; I had been about ten minutes before and made up the fire, and carried a shovel of coals, they were both down then, nobody had been in the parlour since at all, for my fellow servant was gone to lay down, there is a spring to fasten these windows, but it was not put back; it was about six o'clock, it was dark.

EDWARD CASHEN *sworn.*

I am a merchant, on Sunday the 14th of November, I went into the country, and did not return till Tuesday morning, and I was informed the house had been robbed; about two hours after some officers came to the house, with the boy.

WILLIAM ARMSTRONG *sworn.*

I in company with some officers, was in Wimpole-street about half past seven; Mr. Harper said, do you see that the other side of the way; I immediately ran, and caught hold of Knife, and from under his bosom I took these two books, at that instant I took them another person, and a little boy ran away; I know the man, but I don't know the boy; the man was Turner, we secured the prisoner, and left him in custody with Mr. Harper, and went and took Kennedy and Turner in a room, up two pair of stairs, I took Kennedy only on suspicion; we took them to the magistrate, next day, and I was desired to go with the boy to the house, where they were supposed to come from; we did, and we brought the gentleman up to the magistrate.

SAMUEL HARPER *sworn.*

I accompanied Armstrong and took the prisoner, and saw them books taken out of his pocket, I don't know the boy, but I know Turner and the prisoner,

KENNEDY

I am turned of eleven; my father is a taylor, I work with him; I cannot read.

Q. Do you know what it is to take an oath?—Yes.

Q. What is the consequence if you take a false oath?—I shall go to Hell.

Q. Mind my boy that you speak the truth, and if you do not speak the truth you will be punished here as well as in the other world. Now mind what you say, deliver the oath to him slow, not too fast.

sworn.

I live in Well-street, Ratcliff-highway; I have not known this man long, the young woman's brother, that lives with him, was bad in a fever, and I goes to see him, that was the way I got acquainted with Knife; I don't know Turner, only by seeing him up at Knife's house; I don't know the age of Knife's brother, his name is Thomas Bristow, he is a bigger boy then me, he has been in the Marine society, I have been there two or three times; I never stole any thing with them before; the last time I was with Knife, was the night the robbery was done of the books; he lived at the top of Petticoat-lane, it was Sunday; I went to Knife just before dark, when I came there Knife was there, and the young woman he lives with, and the boy who was bad, we went out together and we looked at this house, and Knife looked into the window, this house was in Crutched-friars, they saw a light by the fire and the books laying, Knife shoved up the window, and sent me the other side of the way, and a blind fell down, and Knife put his body half way into the window and reached three books, and Turner opened the other window and Turner took up three books, there were six in all; seeing the gentleman's name on the back, he took his Knife out of his pocket and tried to scratch it out, but he

he could not without scratching a hole in the book, they was going to sell them somewhere, I don't know where; we met Mr. Armstrong, and Turner and Knife were with me, and Mr. Harper went on to Turner first, and Turner and I ran away, and we went up to Knife's room, they kept Knife, presently Mr. Armstrong came up stairs and took Turner and me and tied our hands together with an handkerchief, and takes us all three to the watch-house till the next day; I am sure all this is true; I was out with Turner and Knife once before, but I did never thieve any thing with them before. (The books deposed to.)

Prosecutor. I had been out on the 4th of November all the day, returning home I met this boy with the four books under his arm, he asked me where he could sell them, he said, he got them in Duke's-place; I told him, I was no scholar; I took them of him to go to a public house to look at them, and this man stopped me, and said, I was good for 40l. for I had been breaking a house open, they took this boy home and gave him a supper that night.

Court to Davidson. What time of the night was it?—About six o'clock in the evening.

GUILTY of stealing, but not of the burglary.

Transported for seven years..

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

120. HENRY GRIFFIN, otherwise GEORGE HUBBARD, otherwise LORD MASSEY was indicted for feloniously forging a certain order, for the payment of money, purporting to bear date on the 15th of March, 1791, and

to be the order of Charles, Earl of Tankerville, and directed to Thomas Coutts, Edward Antrobus and John Antrobus, by the name and description of Thomas Coutts and Co. requiring them to pay to Lord Massey or bearer, the sum of 1449l. with intent to defraud Robert Willerton and Charles Green.

The note is as follows:

No. 147.

London, March 15, 1791.

Messrs. Thomas Coutts and Co. pay Lord Massey, or bearer, 1449l.

Tankerville.

He was indicted in a SECOND COUNT for feloniously uttering it to be true, knowing it to be forged, with intent to defraud Robert Willerton and Charles Green.

He was indicted in a THIRD and FOURTH COUNTS for uttering it to be true, knowing it to be forged, with intent to defraud Charles, Earl of Tankerville.

He was indicted in a FIFTH COUNT for uttering it with intent to defraud Thomas Coutts, Edward Antrobus and John Antrobus.

(The case was opened by Mr. Garrow.)

CHARLES GREEN sworn.

Q. You are in partnership with Mr. Willerton?—Yes.

Q. What is his Christian name?—Robert.

Q. You carry on the Goldsmith and Jewellery business in Bond-street?—Yes.

Q. On the 16th of March, 1791, did any person make any application to you in the jewellery business?—Yes, on the 16th of March, 1791, the prisoner came to my shop to ask to see some necklaces, and ear-rings, we shewed him some that were commonly sold, he said he wanted diamond

diamond necklaces and ear-rings, and was recommended by Lord Salisbury, there were but few in the shop, I told him we would collect others of the work people, and shew them in a few hours; he agreed to my waiting upon him in two hours, which was at four o'clock.

Q. Where was you to go to?—To St. James's Place, he left a card and address (the card produced) Lord Masscy on one side, and No. 36, St. James's Place, on the other. I went accordingly to the apartment at four o'clock, when I came to the house, a man servant shewed me up stairs, and I went into the room and found the person who had given me the card, I opened my goods and shewed him my book, he was looking over the book, and he asked the price of several articles, I told him; he asked me if I asked the lowest price, as he was going to pay ready cash for them. A person came into the room and said Dr. Hunter was come in, the Dr. came into the room, and the prisoner at the bar begged I would go out of the room while he spoke to the Dr. I went out of the room for about five minutes, and then was called in. Dr. Hunter was sitting down at the table to write, the prisoner looked at the articles, he then made choice of a pair of diamond ear-rings, a necklace, a watch and chain; he desired me to put them in cases, I told him I would take them home and put them in cases, as I had no proper cases with me, he desired me to bring them again as soon as possible, as he was going out; I went back again as soon as ever possible I could get them packed up, and took the bill.

Q. What time was you back?—This was before five, he looked over the bill, and I shewed him some other articles at the same time, which the workmen had brought in since I was gone out, he looked over the bill.

Q. What was the amount?—Seven hundred and sixty pounds; he then went to the drawer, and brought me this note.

X x

(produced) I looked it over, found it was regularly drawn on a check, told him I had not cash about me, I would get it changed, I returned in about half an hour with a draft on my house for the difference of the bill, his servant told me he was gone out. I waited for about half an hour expecting he would return, but I found he did not; I told the servant I would call in the morning, I went to Mr. Coutts's first in the morning, found the note was refused payment there.

Q. I believe from the time of his delivering the note, you never saw him till he was in custody at Birmingham?—N ver.

Q. When was that?—That was on the 13th of last November twelvemonth, the year 1791, he was at that time in custody at Birmingham.

Q. Was the person you saw at Birmingham, the same person that gave you the said draft?—He is.

Q. Be so good to look at the prisoner, are you certain and clear he is the man?—I am; I have not the least doubt.

Q. I observe that before the magistrate at Birmingham, you said you believed he was the man?—I did; I wished to avoid prosecuting him, I thought there were such heavy charges against him there, that justice would be done without.

Mr. Knowlys, Prisoner's Council. There was eight months from the time you saw the prisoner and received the bill from him, to the time you saw the prisoner at the bar? I should like you to recollect what you said, when you got to Birmingham? You said just now, that you verily believed he was the man, did not you say on the contrary, that you could not positively speak to his person?—I said that I believed him to be the person.

Q. I ask you whether you did not make use of this expression at any time in Birmingham, that you could not speak positively to his person?—No, sir, I said that I believed him to be the person.

Q. Did

Q. Did not you say, Mr. Green, that the person who had got the goods of you was a thinner man than the prisoner, who was then examined?—At that time, I said, he was thinner than when I saw him before.

Q. I wish you would recollect yourself a little, did not you say that the person who had the goods of you, was a thinner man than the man that was examined before the magistrate?—I did not.

Q. You never had the least sight of the person who obtained the goods of you for these eight months?—No, not for these eight months.

Mr. Garrow. Had you taken any pains to find him?—I had advertised a reward and distributed hand bills.

(The draft read by the Clerk of the Court.)

Prisoner. When I saw you at Birmingham, prior to the last time I saw you, you had two or three interviews with me before you made this charge?—I went with Mr. Wallis the constable to you.

Q. Had you not seen me prior to that time when you was asked whether it was the person that imposed on you or not, and did not you say that the man that had imposed on you was a man that was a much thinner man than I am?—No.

Q. Did you say I was the man?—I said I believed you was the man.

Q. Mr. Green, as a man of honour, as a tradesman of respectability, to which no doubt you aspire; did you, or did you not say, that you verily believed that I was not the man?—I did not.

Prisoner. My Lord, I beg your Lordship's pardon in intruding upon the court; but they are facts that I can bring an indisputable witness to prove, a person not unknown to my Lord Loughborough.

Court. The time to call your witnesses is in your defence.

Prisoner. I shall take the liberty of calling the witness to prove what I have just stated.

—HORTEN *sworn.*

Q. I believe, madam, in March, 1797, you lived in St. James's Place?—I did, Lord Massey took my lodgings on the 15th of March, but did not come till the 16th.

Q. Did he take them for a certain time?—He did not.

Q. When did he leave them?—He left them on the 16th, he was there but a few hours.

Q. What time did he come on the 16th?—About twelve o'clock.

Q. Do you recollect any person coming to him while he was at your house?—I recollect Mr. Green coming.

Q. Any body else?—Yes, Mr. John Hunter.

Q. Was Lord Massey attended by any servant?—He was attended by a French servant.

Q. Will you look round and see if you see that person?—I think I do, I think the prisoner at the bar is that person.

Q. Did you know he was going to leave your lodgings so suddenly?—I did not.

Court. Was he in your house on the night of the 15th?—he took them on the 15th, but he never slept there; he came about twelve o'clock on the 16th, and stayed till between four and five, and then he walked out as indifferently as you or I, or any person else would do.

Mr. Garrow. Did he leave any thing?—Nothing but two trunks, which on Mr. Green's returning from Bow-street, were opened, which contained nothing but brickbats, tiles, and haybands.

Mr. Knowles. There was nothing particular in this person's mode of leaving your house, he walked out very leisurely?—He did.

Q. This is at a very great length of time you are now speaking of, a year or more?—It is.

Q. Do you inhabit the whole of the house yourself?—I let the first floor.

Q. You

Q. You have a variety of lodgers of course?—I have.

Jury. Pray did the last witness say, I think he is the man?—That was the expression, I think he is the man.

MARY MONRO *sworn.*

Q. You was servant to Mrs. Horton?—I was.

Q. Do you recollect any person in March, 1791, lodging there, passing for Lord Massey?—Yes, that person at the bar.

Q. Are you sure?—I am confident.

Q. Had you any occasion to attend him while he was there?—Yes, he rung the bell while his own servant was out of the way, I went in, and he desired me to call a coach, which I did.

Q. At what time was this?—Soon after he came, and he desired me to look carefully about the room, for he had dropped a check, I went down to my mistress, and told my mistress what my Lord had lost, I looked about the room, but I could not find any thing; when he came to the coach, he desired the coachman to drive him to the Duke of Argyle's, his Lordship was absent about two hours, and returned as near as I can recollect.

Q. Do you recollect any person coming to him after he returned?—Dr. Hunter came, but I did not see him, I saw Mr. Green.

Q. Was the prisoner at the bar the person to whom Mr. Green came?—Yes, there was no other person there.

Q. How soon after Mr. Green came, did the prisoner at the bar go out?—He went out the second time about six o'clock in the evening; and when he went out, he told me not to put any sheets on the bed, for he found his own linen.

Q. But he did not return?—He did not.

Q. Did he leave any person in his room?—He left his man servant all night, expecting my Lord to come home.

Mr. Knowles. Do you live with this lady still?—I do.

Q. She has had a number of lodgers since that time?—Yes.

Q. This person who took your mistress's lodgings was only there a few hours? he had a man servant with him, of course. The chief attention that would be paid to his commands, would be by his own servant?—Yes, but he was out.

Q. All that you know, is, that this person went out, and that you went and called a coach?—Yes.

JOSEPH LECREE *sworn.*

Q. You are a French servant, I understand?—Yes, my Lord.

Q. With whom did you live in the month of March, 1791?—With Lord Massey.

Q. Was that at the house of Mrs. Horton, in St. James's Place?—It was.

Q. How long was you in his service?—I was hired the 16th of March between twelve and one o'clock.

Q. Was you hired at Ibberston's Coffee-house, Vere-street?—I was.

Q. Did your master come there to hire you?—No, I had advertised the day before, being out of place, and a card was left for me to go to Ibberston's Coffee-house, where I was directed to my Lord the first time I went at twelve, my Lord was not come in, but calling again about half after twelve he was there, reading the newspaper, he hired me as a servant.

Q. For what length of time?—He did not mention, but I was to come immediately in his service, otherwise it would not do; accordingly, my being out of place, I did not refuse the place! he sent me to Mrs. Horton, to see if his lodgings were ready. The lodging being ready I came back to let my Lord know, and he desired me to wait till some of his baggage came from my Lord such a one, whom I cannot exactly say; the baggage arrived, it consisted of a large trunk, and a portman-

manteau; he sent me immediately to Mrs. Horton's in a coach, with this trunk and portmanteau.

Q. How soon did he come there himself?—In a very short time, about a quarter of an hour afterwards.

Q. What was you employed in?—I began to undue the trunk till my lord came home, then he sent me to buy some oranges, pens, and ink, and so on; and then I was sent to Mr. John Hunter's, with my lord's card; that Mr. John Hunter was to call upon him at three o'clock, he was not at home the first time, and then I was sent again, and I appointed him to come; when I came home the first or second time, I cannot exactly say, the maid servant told me my lord was gone out, to pay a visit to the Duke of Argyle, and would be back immediately. After he came home there was a porter brought a letter directed to Lord Mafsey, left it and went away. Mr. Green came afterwards, I shewed him up to my lord, I don't know what passed while Mr. Green was there.

Q. Which came first Mr. Hunter or Mr. Green?—I believe Mr. Hunter was in the room before Mr. Green, and Mr. Green waited till Mr. Hunter went away.

Q. After Mr. Green had been with him, how long did my lord stay at home?—Five or ten minutes.

Q. Did he leave any message with you when he went out?—He did, he desired me not to go out, as he expected somebody to call for him.

Q. Did he tell you whether he should return to sleep that night?—He said, he should come home to dress, but he never returned again.

Q. Look round and see if you see the person here that you have described?—That person at the bar is the very same resemblance of the man that was called, my Lord Mafsey, but he is not so fat nor so red as he was.

Q. Do you mean to speak with doubt or certainty of him?—I never saw him from that time till a fortnight ago. I took him then to be the person.

Q. On the whole have you any doubt that he is the person that hired you?—It is the same picture of him, only what I mentioned before.

Mr. Knowlys. You are a French servant that wait upon foreigners a good deal when they come to town, frequently change your service?—No, sir.

Q. How many services have you lived in since you was with my Lord Mafsey?—One.

Q. Do you recollect going into Newgate?—Yes.

Q. Was not there a man of the name of Bonus, that was tried here last sessions, which you expressed as your opinion was the man that you served?—I did not see any body in prison that I served else.

Q. Did not you see a person in the prison of the name of Bonus, that you thought was the person you served?—I saw a good many people there.

Q. Did not you express an opinion that some other person whom you saw there, was the person you had served?—No.

Q. Do you know a man of the name of Kendall?—No.

Q. Have you been in this court before?—No.

Q. Was you shewn any more apartments than one in Newgate?—Only one.

Q. Do you recollect seeing a tall genteel looking man there?—I saw several there.

Q. Now I ask you to recollect whether you did not intimate to some person, that you thought another man you saw there, was the person you served, as Lord Mafsey?—I fixed my mind and was confident, this person is the person I served, as Lord Mafsey, I was in prison and looked at all of them, and I saw that same man, and I don't know that it is any other.

Q. You

Q. You deny then that you ever expressed your opinion that some other person in prison was my Lord Malsey?—I deny it.

— CHALRTON *sworn*.

I believe you are cashier to the house of Messrs. Coutts and Co.?—I am.

Q. Was that draft presented to you by Mr. Green?—It was, and I refused to pay it.

Q. Did my Lord Tankerville use your house?—He did not.

Mr. Knowlys. Then you refused paying the draft, because my Lord Tankerville did not keep cash there?—Yes.

— JAMES SHELTON *sworn*.

I believe you have been solicitor to my Lord Tankerville for some years?—I have.

Q. Have you seen his lordship write frequently?—Yes, frequently, and have received many letters from him.

Q. Be so good to look at the signature of Tankerville to the draft you have in your hand?—I believe it is not his hand writing.

Q. Would you on that signature have made any payment, or done any thing as by his lordship's orders?—Certainly I should not.

— CLARET *sworn*.

Have you had any opportunity of being acquainted with my lord's manner of writing?—Yes, I have seen him frequently write, I believe that not to be my lord's writing, I would have made no payment under that signature.

— WILLIAM BEEZLEY *sworn*.

Have you had opportunity of seeing my Lord Tankerville write?—I have more than twenty years, that is not at all like his hand writing, I would not have made any payment, or done any business for my Lord Tankerville, on that hand writing.

Y y

Mr. Garrow to Charlton. Be so good to tell us the firm of Mr. Coutts and Co's banking house?—Thomas Coutts, Edward Antrobus, and Thomas Antrobus.

Mr. Knowlys. Are there no other partners?—No.

Mr. Garrow to Shelton. Be so good to tell us Lord Tankerville's Christian name?—Charles.

Prisoner. My Lord, your Lordship has done me the honour to allow me to reply in answer to the charge exhibited against me by Mr. Garrow; it certainly is not my wish to be distinguished as a public speaker, and several powerful reasons present themselves, why I should be silent on this occasion; but in the present case, I feel myself irresistibly impelled to arrest the attention of the court, while I submit a few remarks to the candour, good sense, and liberality of you, my Lord, and the Gentlemen of the Jury. Gentlemen, I feel peculiarly unfortunate in being obliged to add to the loads of misery I now sustain, the being placed at this bar, to answer this charge. The circumstances of my now standing under the strongest prejudices, the public opinion being against me, oppressed by calumny in every newspaper, and almost convicted by the popular cry, before I have even heard the charge imputed to me, or had it in my power to say a syllable in my defence, under such prejudices, and in such a situation, I can only rely on the judgment, the honour, and the integrity of the learned Judge, before whom I am tried; and to implore a fair, candid, and an impartial hearing of the cause to the Jury, who are to determine the matter.

Gentlemen, I can only be anticipating the observations that will be made much more favourable for me by the learned Judge, when I earnestly request of you, Gentlemen of the Jury, to try this cause

on the evidence adduced before you, and totally to lay out of your consideration every thing you have heard before it came into this court, your minds being only impressed by the effect of the evidence; from which I feel a most perfect confidence in receiving a verdict declaring my innocence.

I will now take the liberty of imparting to my lord and gentlemen of the jury, such observations as have occurred to me on the evidence which has been given against me.

Mr. Green, gentlemen, I am sorry to say it, hath exceedingly departed from the truth, in a most gross and flagrant manner; gentlemen, my assertion is this, and I well know that base assertions can have but little weight, but, gentlemen, I have it in my power to call a gentleman of the first respectability, a man who wants only to be known, to be universally admired; I shall not anticipate his evidence more than I have already done, he will tell you that Mr. Green, when he saw me at Birmingham, on the mention of this question, said that the person that imposed on him was a much thinner man than myself, he has now told you he did not say so; that he said, that I was exactly the man, and that he was very certain of it; gentlemen, what can we think of a man thus elastic in his mind, one that will swear one thing one day, and one thing another: Heaven forbid, gentlemen, that I should be desirous of depreciating the character of any man, even the greatest enemy I have in existence, I assure you I would not; but when such flagrant evidence thus contradictory in itself, is brought against me, with a view to deprive me of my life, I think it but fair I should make it known.

The next witness that is called is the lady that keeps the house, where the

impostor lodged, she has acted in such a manner that does her infinite honour. She does not say that I am the person, she says she thinks I am the same person, but she does not attempt to speak that I am the person who imposed upon her. Gentlemen, I need not tell you what a wonderful coincidence in manner, size, appearance and voice, there may be between two persons without the smallest connection, as to the same identical person; we know a man of the brightest genius is like to err, as to identity and more particularly, where the view has been transient, as appears in the present instance. The mistress of the house swears that I left the house at five o'clock, the maid servant swears it was at six; gentlemen, were women will take upon themselves to swear to the identity of a person, in a forcible manner, it is very extraordinary, they should not as well recollect, to as great a certainty the hour, it appears they do not, for the mistress of the house says, I went away about five, and the maid servant says, I went away about six; therefore her evidence, as to the identity of person, cannot be depended on.

The next witness called is Lecker, who appears to have been a servant, with the assumed Lord Maffley, he has told you, gentlemen of the jury, that I resemble him that there is a wonderful likeness; but surely, gentlemen, that is not evidence, that ought not to add any weight in the scale of this cause; surely nothing but the most clear and strong evidence should govern the determination of a Jury; nothing of this sort as adduced by this witness, should be suffered to make any impressions; more particularly when the life is at stake.

Gentlemen of the jury, there is a circumstance occurs to my mind, which I think very proper for your consideration. Mr. Hunter's name has been mentioned,

His name has been used in this cause, his evidence no doubt would be a material weight in this cause, I should be glad to know why he has not been brought forward, a person of his integrity, respectability and veracity, would have had very great weight with the judge, and you, gentlemen of the jury.

I will beg leave to read to you, gentlemen, two letters, they were received by me yesterday from a man that was my servant, they will prove beyond the possibility of a doubt, the intention of Mr. Green, and will manifest he has left no stone unturned to deprive me of my life; I will beg leave to call a witness who will prove having received this letter from Steven Dupont, extracts of which are as follows:

Sir, I have sent you word that Mr. Green (the prosecutor, gentleman in this cause) is determined to make me appear, it will be a great hurt to you, therefore you will see by my conduct that I take your interest; and I send this to let you know he hath been at my house yesterday, and desired me not to be out of the way on Wednesday, he says he will give leave to go into the country, if it was for a month, but you know my disposition. If I had money, I had not have wrote, therefore I shall go out of the way:

Stephen Dupont.
An abstract of the second letter is as follows:

Sir, the very moment I sent of your other letter, Mr. Wallerton and Mr. Green, have come to me and asked me several questions, the same as before, I have given the same answers, that I would be ready at any time; they asked me at last, Mr. Green asked me if I meant to stay always in livery, I said no; he said if I wanted money or clothes he would lend me some. — The meaning of it, gentlemen, you may see very plain.

Gentlemen, under all these circumstances it would be an insult to your understanding to suppose you capable of giving a verdict contrary to your best wishes; I solemnly declare to his lordship, and you, gentlemen of the jury, that I am not guilty of the charge.

Gentlemen of the jury, I have been in custody fourteen months, since which time eight sessions have elapsed; why this charge has not been brought forward before this period; I cannot say. Gentlemen, from the vicissitudes I have undergone, it is impossible for any person possessed of sympathy, not to feel something, and more especially on the present occasion; where the dictates of keen sensibility take place, without the smallest mitigation.

Gentlemen, I need not tell you, I have long been the mark of vengeance. I have been reviled to the utmost, but I have the infinite satisfaction in my own breast, that they are all grounded; for could I be truly charged with any dishonourable, mean, or unmanly undertaking; my feelings would indeed be very different from those I now experience; my mind in that case would sting me, more than the bitterest reproof of the sincerest friends. Thus supported by my conscience, I wait for your verdict without inquietude, as knowing that to men of your liberality of sentiment, I am not the object of those prejudices, which have operated so fatally against many men in my circumstances, and doubt not, but that you will form your result, from a feeling heart, directed by an enlightened understanding.

JOHN BROOKES sworn.

I live at Birmingham, I am in the profession of the law.

2. Was you present at any time, that Mr. Green saw the prisoner at the bar? — Yes.

Did

Q. Did you hear him give any account as to the knowledge of his person, and will you be so kind as to tell us the expression he made use of on that occasion? — I was with him when he was before Mr. Careless at Manchester; Mr. Green got up and walked about the room, and he was asked whether he was certain he was the person, he did not take on himself to say. Mr. Careless wished me to be present, as a professional man; in consequence of this, I asked Mr. Green if he was certain, that Mr. Griffin was the person that had committed the robbery, he said he could not speak with certainty to the person, but his young man could; Mr. Griffin after some conversation got up, and walked up to Mr. Green, and beseeched him to take every opportunity of satisfying himself, whether he was the person or not. — I then told Mr. Green, that he ought to be decided in his evidence against him, as the charge was of such a serious nature as to affect his life; he said he believed him to be the person; on which Mr. Careless said it was sufficient to commit the gentleman on that charge.

Mr. Garrow. I am sorry you have had the trouble to come to day, to take on yourself to prove what Mr. Green has said before. — Perhaps this examination is your hand writing? — It is not, it is Mr. Careless's I believe, this examination was brought ready prepared.

Q. Did you see Mr. Green sworn to it? — I did; I asked Mr. Green whether he was certain as to the day, Mr. Griffin said it was no consequence, if he said the month of March, for he was all that month on the continent.

Court. Was your conversation with Mr. Green, before or after, his examination? — Previous or rather during his examination.

Q. Was it before he signed his examination? — I believe it was.

Mr. Garrow. As you attended to assist Mr. Green, you of course saw that every thing was put down correct? — I did not

exactly see, what was exactly put down, I was there in some respect by desire of Mr. Griffin.

Jury. Did the last witness say of Mr. Green, that he could not swear positively to the woman, but his servant could.

Mr. Garrow to Mr. Green. This gentleman has said that you said you had a person who could more recognize the prisoner than yourself. — That is so, that person is in court.

Jury. We wish him to be called.

WILLIAM MEARS sworn.

Was you in the service of Messrs. Green and Willerton, in the month of March 1791? — Yes.

Q. Do you recollect the prisoner as the person who came to your masters shop? — I cannot swear positively to that person, but I think the prisoner resembles him.

Q. Will you be so good as to point out any alteration between the person at the bar and the person who assumed the name of Lord Massy? — He appeared I think at that time to be rather fuller in the face.

Q. On the whole are you able to form a belief that the prisoner is the same person or not? — I cannot take on me to say; I cannot say any thing more than I have.

Q. Do you believe he is or is not? — I rather believe he is.

Mr. Garrow. Gentlemen of the Jury, I state to you gentlemen, that this person was not in my brief, or otherwise I would have called him.

Prisoner. It is rather extraordinary Mr. Garrow you should not have called him.

Mr. Garrow. Sir, I have done you the justice and liberality to state that he is not in my brief.

Court. How long had you an opportunity of seeing the person March 1791? — I only saw him in the shop.

GUILTY. Death (Aged 25.)

Tried by the first Middlesex Jury before Lord LOUGHBOROUGH.

M I S D E M E A N O R S.

121: **MARY ANN FOWLE** was indicted, for wilful and corrupt perjury.

(The case was opened by Mr. Garrow, and the record of of Radley's conviction read by the clerk of the court.)

JOHN DALBY *sworn.*

I attended as short hand writer on the trial of John Radley, I have the notes of that trial; I heard the prisoner examined, but did not attend to her oath; (reads) "I offered a brilliant diamond for sale to Mr. Hether." (Here Mr. Dalby delivered his notes to the clerk.) "I know nothing of this, this is not the purse that was taken from me, it is not the same or is it mine; I never had that purse of the prisoner at the bar, I never said at the office that I had that purse of the prisoner at the bar." This was in answer to a question of Mr. Garrow's. "Who did you receive this purse from? I caution you Mrs. Fowle to tell the truth, as I have witnesses to prove from whom you received it."

STEPHEN WAY LAVENDER

sworn.

I have got the leather purse; I sealed it up on the occasion of the last trial, it is the same leather purse to which the prisoner was examined in this court; I

heard the oath administered to her; I heard the evidence, she gave the same as Mr. Dalby has stated; I was examined on the occasion; I took the leather purse from the prisoner at the bar in Bow-street, the purse shewn to her in court was the same shewn to her in Bow-street, she was asked of whom she received it; Radley was then under examination who was charged with an highway robbery, she said, she received it of that young fellow, she touched the prisoner Radley with her finger, and said, she received it of him.

Prisoner. I never touched the prisoner at the time.

EDWARD HUGHES *sworn.*

I was present at Bow-street when that leather purse was produced to the prisoner at the bar, it was the same purse as was shewn her in this court before; she pointed to the young fellow; Mr. Addington said, which young fellow, and ordered her to go and touch him, and she went and touched the prisoner Thomas Radley.

STEPHEN GOODALL *sworn.*

I was the coachman who drove Mrs. Fellows home when she was robbed; I attended at Bow-street; I saw the prisoner there; I saw the leather purse
Z z shewn

shewn her, she said, she received it of that fellow, the magistrate asked her what fellow do you mean, she pointed to Radley, after that she put her hand about to him to touch him.

Prisoner. I wish to know who it is indicts me, or where it is committed; I never was sworn till before this honourable court; as to the time I was examined I was overcome with confusion, not sensible of what I said; Sir Sampson Wright had two purses in his hand when he asked me those questions, I was much confused.

Mr. Garrow. She is indicted for what she swore in this court, and Mrs. Fellows prosecutes her.

Court to Hughes. Where were the two purses?—There were, one was a silk one.

Jury. Was she sworn before the magistrate?—No, she was committed as a receiver.

Court. When the two purses were taken from her, was the conversation about the leather purse or the silk purse?—Mrs. Fellows described she had been robbed of a leather purse.

Mr. Garrow. Was the question before the magistrate confined to that leather purse described by Mrs. Fellows?—Quite so, the other purse was not at all the question.

The prisoner called one witness to her character.

GUILTY. (Aged 25.)

Transported for seven years.

Tried by the London Jury before

Mr. RECORDER.

122. ROBERT JONES otherwise called CHARLES WARNER was indicted for that he, on the 3d of November, knowingly and unlawfully did send

a certain letter, the names of James Cook and William Brown subscribed thereto, to Thomas Horne, threatening to accuse the said Thomas Horne of the crime of sodomy, with a view and intent to extort money from him against the form of the statute and against the King's peace; and

ANN SIMPSON was indicted, for that she, on the same day, knowingly and unlawfully did deliver the said letter.

(The case was opened by Mr. Garrow.)

THOMAS HORNE *sworn.*

I am by profession a stock-broker; I was born in this city, and have transacted my business in the Royal-exchange many years; I sent an advertisement to the paper for insertion on Friday, but it was not inserted till the next day, Saturday the 3d of November; on that Saturday morning I saw the woman Burton at my office about twelve o'clock, she delivered me that letter; in consequence Mr. Harris went out with the woman and brought the woman and man back.

2. How soon did you see Phillis Jones or Warner; was you present when any questions were asked of him with respect to the knowledge of that letter?—I was, the woman was brought in again, and him in about five or ten minutes, as soon as he came in into the office he said to me, it was a very extraordinary thing that I should have him brought into my office who knew nothing at all about the business, for (he added) I am sure I can know nothing, for I never saw you before in my life, and I dare say you never saw me; I told him that was nothing at all to the matter in dispute; I told him that a very extraordinary letter was brought to me into my office, and I should insist of knowing from him, before he left my office, where he got that letter; then he threatened me with an action for false imprisonment.

sonment for detaining him; I answered, I would run that risk; I then sent a man immediately for a constable, and he brought one in about ten minutes, he kept continually saying, he knew nothing more of the letter; when the constable came he took him immediately before my Lord Mayor; I did not ask him any questions, I thought it was best to reserve that for the magistrate; when they were taken before the Lord Mayor they gave a most contradictory evidence to what he gave me, the woman was examined first, as soon as he was brought in and examined he was asked if he knew nothing at all of the letter; he said, no; my Lord Mayor then asked him his name; he said, Robert Jones, and that he lived at an oyster shop some where in Chancery-lane; the Lord Mayor asked him what apartment; he said, a front room and a chamber, he paid 15l. a year for it, at last he said, that the woman's husband threw the letter after her, that he, the prisoner, had taken it up and given it to her and came to shew her where to come.

Q I observe the letter is not directed to any particular place but only Mr. Horne, Stock-broker; I suppose in your advertisement you had stated where you did your business?—Yes, he was then asked again about his profession and what he was; he said, he was a gentleman; he asked him what he had to live upon; he said 50l. a year, which was remitted from his father in Ireland; the Lord Mayor then asked him, whether it was remitted in bills or Bank notes; he said, in Bank bills; then he was asked whether he had not a great many of those covers by him; he said, he certainly had; he was asked whether he had any of those about him; he said, no, he was very glad he had not, because he did not choose they should be exhibited to every body; he was then asked about the letter, and then he said, he did give it to the woman, and a woman in the street

gave it to him; then the Lord Mayor said, it is very extraordinary that he should bring a letter and take a letter from a stranger; have not you been at Tothill-fields Bridewell? he said, no, he had never been there, and then he said at last, he had been there that very morning; he did not say that he had the letter from thence, but he seemed to imply it; then he was asked again if he knew the contents of the letter; he said, no; then he was asked if he was the writer; he said, he could not write; then he was asked if he knew either of the parties who signed the letter; he said, he believed he might know them by sight; then he was asked whether he was not a member of this club in question, at last he acknowledged that he had been there some time and that he knew the man at the house.

Q Did you learn from him in any examinations whether he could write?—The Lord Mayor on Monday desired him to write, and he took a pen and made a scrawl; the Lord Mayor's clerk asked him if he had not been there charging a man with robbing him of money and signed his name; he said, if he had signed it was very badly wrote; the Lord Mayor asked him if that robbery had been tried; he said, no, the grand jury threw out the bill. On Monday he said, that every thing that he said on Saturday was wrong.

Q Did you enquire to see whether he lived at the oyster shop?—They neither of them lived where they said. I went to Tothill-fields Bridewell; I saw Brown there; I never saw him before, and he acknowledged he never saw me.

Q Mr. Horne I will put a question to you though it has not any thing to do in the subject; was there the smallest truths in these insinuations?—Not the least in the world.

Mr. Knowlys. Mr. Horne I am extremely sorry they have been thrown out. I can assure you that in my brief there

there is not a tittle suggested to your prejudice, and God forbid I should throw any imputation.

PHILLIP NICHOLS *sworn.*

I was with Mr. Horne at the time the woman brought this letter, I have known him thirty-four years; I was present also when the man was brought in.

Q. You have heard Mr. Horne, was it as he said?—It was.

WILLIAM HAYNES *sworn.*

I have been clerk to Mr. Horne thirteen or fourteen years; I was at the office when the woman first came, she asked if Mr. Horne was at home, I told her he was not, she said, she would call again, I went out merely from curiosity to the door, and I saw her in company with Warner; he was at the Royal Exchange Gate, he appeared to be there waiting, and when they came past the door, she said, there was somebody there, or with him, and so I said nothing about it; in half an hour after, I saw the man in Exchange Alley, I was out on business, then he was waiting by himself, on my going on to the office, I found the woman there, I found Mr. Horne had received the letter, he asked the woman where she brought it from, she said, a man gave it her in the street, I went out and fetched the man in, he was still waiting in Exchange Alley; I asked him to go along with me, he said, he would not, he was waiting for a lady, I told him the lady wanted to speak with him, and I laid hold of his arm, he says, don't behave rude to me, I will not go with you; I then went into the office, and told the woman, the man would not come, O says she, then I will fetch him in, and then I, and the woman went out together to fetch him in, he was gone, then I brought the woman back, and Mr. Horne gave me the letter to go to his attorney, when

I came out, I saw the same man at the Royal Exchange Gate, and as soon as I came in sight he ran away, I soon overtook him, and laid hold of him, and brought him back to the office.

The letter read by the clerk, as follows:

Saturday morning, sir, I am sorry to inform you, that I have been unfortunate with the rest on Monday last, in Clement's-lane, as I suppose you must have seen in the papers, and have been in prison ever since, not being able to get bail as some have done, I have been solicited to say who supported me in the least, which I would not do, till I sent to you and another friend likewise, who I believe is out of town; I believe, I could get bail, if I could but make up 10l. which would settle every thing entirely, for it is very hard, as you know, and as I know, you are a considerate man, for me to lay in prison six months, in a starving condition, therefore I hope you will send me the assistance by the bearer, &c.

From your's to command,

J. Cook—W. Brown.

We shall be brought up again, at the office, this evening, when with your kind assistance, I shall be able to settle every thing quietly.

To Mr. Horne, stock-broker.

Mr. Knowlys spoke on the part of the defendant.

Robert Jones otherwise Charles Warners

GUILTY. (Aged 22.)

Transported for seven years.

Ann Simpson otherwise Mary Burton.

Not GUILTY.

Tried by the London Jury before Mr.

COMMON SERJEANT.

The

THE
O P I N I O N
OF THE
J U D G E S,
ON THE
CASE OF MOORE,
CONVICTED OF
SECRETING A LETTER,
CONTAINING

A BANK NOTE, as delivered by Lord LOUGHBOROUGH.

WILLIAM MOORE you was employed to carry a letter from the General Post Office to Charles Quin, in Charlton-street, in the parish of Mary le Bone, in the county of Middlesex, and the indictment states, that two letters sent by one William Collier, by the post from Stilton, directed to Charles Quin; containing therein a Bank note, had come to the possession of the prisoner, and that the prisoner afterwards being in that employment as a letter carrier, the letters by the post, did, having the said notes, come into his hands and possession, secret the letters then and there contained therein, the Bank note specified in the indictment, the note was stated to be the property of William Collier in this indictment, he was arraigned, tried, and found guilty; but a doubt having occurred to the learned Judge, who tried the prisoner, whether on the circumstances of the facts stated in the evidence, the prisoner's case was held within the act of parliament under which he was indicted, made in the

seventh year of his Majesty; on this doubt the judgment was respited, for the opinion of the Judges. On the evidence adduced in the trial, it appeared, that the Bank note had been cut into two parts, and one part of the note inclosed in a letter sent one day, the other part of the note inclosed in another letter, and sent the next post day; the Bank note so divided into two parts was under these circumstances secreted by the prisoner, the doubt suggested was, whether he had been guilty of the offence laid down in the act of parliament, with respect to that, at two several periods of time, the parts were secreted; which by the objection, was argued, separate offences had taken place; on that doubt all the Judges present, when the case was mentioned, were unanimous of opinion, that the offence stated in the indictment in form and manner, as it had been proved by the evidence falls directly within the meaning of the acts of parliament, contained in the first section of the acts of parliament,

chap. 3. in the seventh year of his present Majesty which makes this offence a felony. The persons who are particularly trusted, with respect to letters, have been by the legislature put under a specific and peculiar law; the prisoner that is charged, in this present case, in the indictment, is not charged with having stole the letter, but with having secreted the note, contained in the letters, that was conveyed by the public conveyance of the kingdom. Now the words of the act of parliament are very carefully and wisely made, for they have put in the persons of every description, all of every office and capacity, that may be employed in post offices, deputy, clerk, agent, letter carrier, post boys, or any other officer, or person whatsoever, employed in receiving, stamping, sorting, charging, carrying, conveying, or delivering letters or packets; that shall secret, embezzle or destroy, any letter or letters, package or packages, containing any Bank note, with a great number of other necessary descriptions, which might be

restricted by the act specifying the crime that a person shall be guilty of.

Now upon this fact it is clear he has secreted the letters, containing this note, the letters being proved to have come to his custody; two letters, in which two letters a Bank note was contained, that is, two parts of a Bank note, which made a Bank note in the whole; therefore, this particular fact, as proved, is contained in the express, conscious and proper words of the act; the Bank note divided into two parts, and contained in two letters, he has secreted by secreting the two letters; these two letters contained a Bank note together; the two parts cannot possibly be added together, without having reference to this identical case; the case is within the very terms of the act of parliament, with respect to the construction of stealing, and with respect to the words of the act. On the case so stated, all the Judges, that were present, were unanimous and clearly of opinion, that the prisoner is rightly convicted, and ought to receive sentence accordingly.

The Trials being ended, the Court proceeded to pass Sentence, as follows:

Received sentence of Death.	No.		
Bateman William	18	Harding Jonathan	86
Broughton Richard	40	Hoare Joseph	10
Carter Jeremiah	75	Hodgson John	98
Clarke Jeremiah	70	Knife Daniel	120
Dawson Ann	15	Levingston David	32
Edwards Susanna	1	Marshall Edward	117
Edgerton Edward	3	Morris Francis	50
Glover Thomas Montague	8	Owen Edward	—
Griffin William alias Hubbard	—	Oliver Charles	82
George alias Lord Massey	110	Ronan Michael	11
Heiley Thomas	5	Simmons John	87
Inskip John	20	Stevenson Elizabeth	17
Jones Charles	19	Trimmer Thomas	22
Ison Jane	15	Wiggins Jane	82
Loft Sarah	15	Williams William	9
Mayo Abraham	21	Whitehead John	24
Pope Francis	74	Yates Barnaby	113
Rankin George alias Goodall	21	Young John	57
Simmons Ann	15		

To be imprisoned twelve months.

And Isaac Moore, convicted in		Richard Blakeman	88
September sessions, No. —	525	Mary Hughes	16
		Ann Talbot	23
		James Hitchcock	72

Received sentence of transportation for
seven years, 32, viz.

Anderfon Mary	83	William Davenport	28
Ashburton John	34	Edward Hatred	58
Aulton John	33	Thomas Spencer	30
Blackett William	114	Henry Jones	58
Bolton Abraham	85	John Cousins	60
Carvin Thomas	65	Thomas Lumley	61
Cox Edward	36	Ann Robinson	4
Carter Elizabeth	92	William Griffiths	14
Davis William	57	Margaret Munster	39
Dickenson William	103	William Johnson	46
Edwards Joseph	118	Ann Smith	50
Fall Frederick	89	Thomas Bradley	64
Giles John	31	John Harding	77
Goodall Richard	117		Ann

To be imprisoned six months.

THE WHOLE
P R O C E E D I N G S

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT
JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 9th of *January*, 1793, and the following Days;

Being the SECOND SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

N U M B E R II. P A R T I.

L O N D O N :

Printed and published by HENRY FENWICK, No. 63, *Snow Hill*.

[PRICE ONE SHILLING and FOUR-PENCE.]

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

BEFORE the Right Honourable SIR JAMES SANDERSON, KNT.
LORD MAYOR of the CITY of LONDON; the Right Honourable Sir
JAMES EYRE, LORD CHIEF BARON of his Majesty's Court of Exchequer;
the Right Honourable SIR FRANCIS BULLER, one of the Justices of his
Majesty's Court of King's Bench; the Honourable SIR JOHN WILSON,
one of the Justices of his Majesty's Court of Common Pleas; Sir JOHN
WILLIAM ROSE, Serjeant at Law, Recorder of the said City: JOHN
SILVESTER, Esq. Common Serjeant at Law of the said City; and
others, His Majesty's Justices of Oyer and Terminer of the CITY of
LONDON, and Justices of Gaol Delivery of NEWGATE, holden for the said
City and County of MIDDLESEX.

First Middlesex Jury.

William Bailey
James Scarlet
James White
William Smith
Samuel Royle
Hugh Ruffel
Joseph Wigg
John Scott
John Moss
Benjamin Griffiths
Shirley Foster
Samuel Wilson

Second Middlesex Jury.

Edward Bradley
Thomas Griffiths
Peter Taunton
John Williams
George Durham
John Norbon
Philip Rawlins
Alexander Robertson
Thomas Towz
Jonathan Tilney
Peter Theobalds
Edward Wright

London Jury.

James Slatford
William Dunkley
John Coleman
Samuel Briscoe
Henry Feild
John Ryner
Benjamin Johnson
John Hillier
Joseph Betterton
Thomas Fellows
William Borrett
Charles Skinner

123 **SOPHIA LANGFORD** and **SARAH TOWNSEND** were indicted for feloniously making an assault, on the King's highway, on Mary Price, spinster, on the 2d of January, and putting her in fear and feloniously taking from her person and against her will, a wooden box containing some powder called medicine powder, value 1s. the goods of John Price, and one shilling in money, the money of the said Mary Price.

MARY PRICE *sworn.*

I am with my brother, he is a jeweller, he lives at No. 71, Fetter-lane; I was robbed on Saturday night, about ten o'clock, near Somerset house in the Strand, these two women met me and stopped me and asked me for some gin; I never saw them before in my life; I told them I would not give them any, I had not got any money; I was coming from Westminster; I keep my brother's house and work at my needle; they then asked me for a pocket handkerchief, and then Townsend put her right hand down my bosom, and her left hand into my left hand pocket, and Langford put her hand into my right hand pocket and took out a small box containing some medicine powder in it and a shilling; I endeavoured to prevent it, I said, pray don't pick my pocket; they said, they would, and Sophia Langford said, she would take her bloody knife out of her pocket and run it through my heart if I spoke, and would twist it round her arm; I made my escape on to the other side of the way, they followed me, Langford kept the box, and she came and struck me again,

and put her hand into my pocket the second time, and she struck me over the head; they took nothing more out of my pocket, but rattled the box over my head; I applied to a waterman that was there; I don't know his name; but I did not take them up till Thursday, they were then taken up by the two patrols, I was with them, I found them up almost by Temple-bar; I am sure they are the same women perfectly; there was a light near where I was robbed; I never recovered the box with the powder, it might be the value of another shilling; I was alone at the time, but the next witness saw the transaction, he joined me.

Prisoner Langford. On Wednesday evening, I do not recollect being out at any such an hour. — I am sure that is the woman, she took the box away from me and struck me.

Prisoner Townsend. I never recollect seeing the woman before Thursday night, — That is the woman I am perfectly sure.

Court. When you found them on Thursday did you find them together? — I did, both walking together.

EDWARD CLARKE *sworn.*

I am a hair dresser by business, but I follow the brokery at present with my uncle; I had been on a message to old Round-court in the Strand, returning from thence I saw the prisoners at the bar insult the prosecutor; I am certain they are the same, they put their hands into her bosom and into her pockets, the one I think that did it was she in the dark gown, Langford, the other, was standing by; Langford, she took something from

from her, but what I cannot tell, she put her hand down her bosom and in her pockets, the girl was making a terrible piece of work at the time, and turning herself round very quick, Langford she had something in her hand which she shook over the last witness's head, they called her some infamous names, Townsend called her a bloody sow, and they said, if ever she came that way again they would cut her head open or off, I cannot tell which, this was after they had taken it, and desired her to go about her business, and Langford beat her about the head; on the girl's running away, I went up to her and asked her what was the matter; she told me, she had lost a small box containing some medicines, the women then had left her; I did not see the other woman do any thing at the time the box was taken, she might have done something, but I did not see it; I desired her to stop and I would go to the prisoners and ask them for the box; I followed them to Southampton-street, Covent-garden, I asked them to return the box, and that Langford called me that bloody slanger, or said, I was the bloody *slanger* that belonged to the bloody whore, and if I did not make the best of my way she would cut my bloody head open; with that I made the best of my way from them to look for a watchman, but I could not find a watchman or patrol for some time, when I got a watchman I went back again and they were gone, and I returned home; I am positive they are the same persons.

Prisoner Langford. I never saw the woman till she brought the person on Thursday, when I was detained till the next day.

Clarke. The prisoner Townsend seemed to be very much in liquor at the time.

CHARLES DELMAN *sworn.*

I am a clerk to an attorney. On Wednesday evening the girl called on

me, and told me she had been robbed; I asked her, if she knew the people? She said, she should; I recommended her to go the following night and speak to the constables and patrols, and take them up; I went with her, she saw the prisoners coming rather behind Temple-bar, towards Arundell-street in the Strand, she knew the prisoners and said, there are the two women that robbed me; when they came up the patrol took them to the watch-house, and the girl there charged them with having robbed her and having struck her, once on the Somerset house side of the Strand, and afterwards following her on the other side and striking her again; the prisoners both declared they had never seen the prosecutrix in their lives.

ROBERT NOAKES *sworn.*

I am a patrol belonging to St. Clement's; I knew nothing of this till Thursday night between seven and eight o'clock, I took Sophia Langford, and the other patrol with me took the other, and we took them to St. Clement's-lane watch-house, and then told them what it was for, the prosecutrix came there and laid the charge against them.

GEORGE SALLIS *sworn.*

I am a patrol; I assisted the other in taking them up.

JAMES TALBOYS *sworn.*

I am beadle and watch-house keeper to the parish of St. Clement's; these girls were brought to the watch-house on Thursday about half after nine or not quite so much, the young woman told me that them two women had robbed her the night before, she said, she was robbed of a little box of medicines and a shilling in silver, and that she had been ill treated, they declared they never saw her

her in their lives before; I searched the prisoners but found nothing relating to this.

Court to Prosecutrix. At the time these women made this attack on you, did they say any thing more than you described; did they assign any reason either of them for taking the money from you?—They did not.

Q. Had you been walking up and down there?—I had not.

Q. Did you understand at all, the reasons for what they wanted the money of you?—For some gin, that was all that passed.

Court to Clarke. I understand that one of these women said, that if she came there again they would cut her bloody head open or off; what did you understand by that?—I did not hear any thing pass more than what I have mentioned.

Prisoner Langford. I never saw the woman till Thursday, or saw the box or the shilling that she has sworn to; I should wish her to look very close to see if I am the person that robbed her of the shilling.

Prisoner Townsend. At the same time the gentlewoman charged me with the same robbery; I never saw her before the Thursday night we were both walking down to my sister's in the city.

Court to Mary Price. These medicines are said to be the property of Mr. John Price, who is he?—That is my brother, the box and medicines was my brother's, the shilling was my own.

Sophia Langford, GUILTY. **Death.**

Sarah Townsend, GUILTY. **Death.**

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

124. CHARLES CRAWLEY was indicted for feloniously stealing, on the 31st of December, four silk handkerchiefs,

value 1s. the goods of Harry Baker, privately in his shop.

WILLIAM ANDERSON *sworn.*

I am shopman to Mr. Baker, No. 12, Pall Mall, a linen draper; there was another lad and him came into our shop, on the 31st of December last, about five o'clock, they asked for some worsted stockings, I shewed them some at 18d. a pair, that the other boy thought too much and the prisoner took the handkerchiefs out of the window, they came in together, he stood close by the window; I did not see him take them; but before he came in there were handkerchiefs there; I am sure they were there at the time they came in; the handkerchiefs were close to the glass so as to be seen on the outside; as soon as ever they were gone I missed the handkerchiefs. The other boy said, he had no more than a shilling, and then they both ran away; I looked at the window directly and I found the handkerchiefs gone; I immediately pursued them; I saw which way they went, they turned to the left and went up Market-lane; I ran after them into the market, and I saw Crawley throw the handkerchiefs from under his coat under a dark window, when I was not three yards from him.

Q. Could you see what he threw down?—No, I went and picked up what he threw down and laid hold of him; they were my handkerchiefs, and the person was the prisoner Crawley: I am quite sure that the boy I laid hold of in the street was the same boy who was in the shop by the window.

Q. If I understand you right you did not see him take the handkerchiefs, but you knew they were there when he came in, and you missed them immediately as he went out?—It was so.

Q. Was there any body else came in?—There was a woman came in before the boys went out, she stood at the same counter further on in the shop, she bought

bought a pair of stockings but not of me.

(The handkerchiefs produced and deposed to.)

Prisoner. I am eleven years old; he took me out of St. James's-market and said, I stole the handkerchiefs; they stripped me naked and then they took and put marks on them; there were other boys running along besides me; I have a father and a mother, my mother carries loads in the market; I have no friends here now; I have been in prison a week or better.

CATHARINE CRAWLEY *sworn.*

This is my son; I don't know what to say about it, he left his master twice, he was with the philanthropic society; he does not live with me, and two boys in the street enticed him away; he is eleven years old and six months.

GUILTY. Death.

Tried by the first Middlesex Jury before the
Lord CHIEF BARON.

125. **JAMES FEILD** was indicted for feloniously and burglariously breaking and entering the house of Robert Rutland, between the hours of twelve and three in the night of the 17th of December, and burglariously and feloniously stealing therein, twenty-four silver watches, value 20l. a gold watch, value 5l. a pinchbeck watch gilt with gold, value 1l. three other watches with inside cases made of pinchbeck and the outside of shagreen, value 3l. four cornelian seals set in gold, value 10s. thirty cornelian seals, value 15s. three silver seals, value 10s. three gilt shirt buckles, value 3s. six stone shirt buckles set in silver, value 6s. twelve gold rings, value 5s. and a linen towel, value 1d. the goods of Robert Rutland.

ROBERT RUTLAND *sworn.*

I live at No. 33, Monmouth-street, the corner of Stacy-street; I keep a sale shop; I had my house broke open between two and three o'clock in the morning of the 7th day of last December; I got up and went outside of the door, and I found the panel of the shutters wrenched out and this tool left behind, that I suppose they wrenched the panel out with; my lad shut up the shop on Saturday night, and I looked at it at twelve o'clock on Sunday night and saw that every thing was fast then, they were double barred and cross pins goes underneath; it appeared to me as if they had taken a gimblet and worked all up from the bottom to the top of the panel. (A crow produced.) I found I had lost between thirty and forty watches, and a paneful of seals, upwards of thirty; I lost rings and jewellery and many kinds of things that I can hardly recollect; here is a gentleman here has got two or three articles, a watch and a seal or two, I have seen them and swore to them; the watches have the maker's name and No. on them; I have an account of them; I saw them the next day or the day after; the prisoner was taken up on suspicion; I saw him at the office on Tuesday at Bow-street; I know nothing of him.

HENRY CROKER *sworn.*

I produce the property; I got it from No. 9, Parker's-lane, Drury-lane, the prisoner was there; I went with Ruthin and two other patrols on this information, he was just coming out of the room with this cloth in his hand; I immediately seized him with Ruthin, and took the cloth from him, and in the cloth was four watches, three seals and a breast buckle, two seals however of them was in the cloth, and I am not sure whether the other seal and the breast buckle was in his cloth or pocket; (deposed to) there was nothing found in the room.

Prosecutor.

Prosecutor. I sent an account of the things lost to the office; and the watches makers names and numbers corresponded with the account.

Mr. Agar to Prosecutor. You have already stated that you knew nothing of the prisoner?—I did not.

Q. You lost thirty watches and thirty seals?—I did, and many more articles beside.

Q. Here are only four watches, three seals and a breast pin?—No more.

Mr. Agar to Croker. You have stated that on searching his lodging you found nothing more of this property that has been stole?—No, and I believe it is not his lodgings, he was coming out of the room; it is a house let out in tenements.

Q. He was bringing them out openly in his hand?—He had the cloth in his hand.

Q. You searched the place and found nothing else I believe?—Nothing else.

Prisoner. On Sunday night I slept with one Samuel Cooley in St. Giles's; I got up at a quarter before five in the morning, to go to Billingsgate, going down Wild-street there were two men running, and some patrols after them, they put down an handkerchief with these things, and I took them up and went back and shewed them to Samuel Cooley, and he said, I had better keep them till we see who they belong to; I kept them till Tuesday and went up into this person's room, his name is Barker, there was nobody there but the gentlewoman, her name is Barker, I had the cloth from her that I tied them up with, and when I was taken I was going down to the office to see if they were advertised.

GUILTY. Death.

*Tried by the first Middlesex Jury before
Mr. Justice BULLER.*

4. **JOHN ROWE** and **JOHN MARTIN** were indicted for burglariously and feloniously breaking and entering the dwelling house of Jabez Burden, about the hour of six in the night of the 22d of December, and burglariously and feloniously stealing therein, a woollen blanket, value 3s. a looking glass, value 10s. a mahogany tea tray, value 5s. a mahogany table, value 10s. a mahogany tea chest, value 2s. a japan wooden watch case, value 6d. the goods of the said Jabez Burden.

JABEZ BURDEN sworn.

I live at No. 2, Suffolk-street, Pentonville, St. James's, Clerkenwell. On Saturday the 22d of December last, I came home from pay table between five and six; I went in the morning to daily labour, I left my wife, my son and an apprentice, and a little girl his sister, and another woman, and her son also in the house; I went into my kitchen to get some refreshment, when I came home, I was let in by my apprentice, I was going to my master's house where he paid his men; but before I went out of the doors I went to my own bed room, but I had not been there three minutes before I heard an alarm below that very much frightened me; I went down stairs and my wife informed me what had happened; I went into the parlour and missed a pier glass with part of the frame mahogany, a tea chest mahogany, a mahogany tea tray, a mahogany square table with a drawer in it, with several articles I cannot recollect at present, and a stand or case for a watch, a blanket that hanged on the rail of the stair case was also gone, which when I went into the kitchen I put my hand on it and felt it; I immediately went and pursued wherever I could think of; I went across the New-road into a field, which leads either to Sadler's Wells or the New-river head; I waded through wet and dirt till I came almost to the New-river head, there I
saw

saw, in a path way that leads from Cold Bath-fields and leads up to White-conduit house, some people standing there in the path, I immediately made the best of the way I could towards them, there were six or seven people, I believe the first man that I saw and spoke to was a person that had the watch case in his hand; I went up to him, sir, says I, what do you do with this property it is my property; is it your property, sir, says he; yes, it is, says I; I immediately cast my eyes on the ground and there was a tea chest I missed out of my parlour; he gave me the watch case into my hand; I immediately claimed the tea chest, I said, there is my tea chest also; O! then, says he, you are the gentleman it belongs to; yes, says I, I am, and I have been robbed not half an hour ago; I immediately asked him who he had it of, he pointed to the person that was there, John Rowe; I immediately seized him and kept him in my custody till I delivered him to the public office in Hatton-garden, but in the mean while I was there on the spot where I found the things, a gentleman who lives in Henry-street, Pentonville, came down and said, that he saw the prisoner with the property, and stopped him, his name is Thomas Emmett, he saw these two young men at the bar, he stopped one of them, and he saw one of them with some property; I think he stopped John Martin, I am not positive; he was not with me when I went after these men; he went back again to inform my wife; I found nothing on Rowe, but there was a blanket tied up in a blue apron, something like an apron that a drover wears, and inside that apron was my blanket; there was six or seven people there as spectators, and John Rowe was amongst them, Thomas Emmett took Martin and I took Rowe; Martin as well as Rowe was among the people; I did not know the prisoners till I was informed by the people who were there before me. Thomas Emmett as-

sisted me in taking these two lads to the office.

Q. How had the people got into your house?—By forcing the sash of the window up in the parlour.

Q. Had you been in the parlour after you came home before you went into the kitchen?—No, nor before I went up stairs, I went not in till I heard the alarm.

Q. Did you pass by the parlour window when you came home?—I did not pass by it, but I saw the sash was down when I went into my own house, I am sure of that. I did not know either of them before; when I came home I did not see them near the house to the best of my knowledge; during the time I was running I did not see them at all; I did not find the mahogany table nor the glass.

MARY BURDEN *sworn.*

I am the wife of the last witness. On the 22d of December I found the window open about six o'clock, my husband was just gone up stairs; I happened to go into the parlour, I did not hear any noise the wind was so extremely high; I had been in about half an hour before, and I know the sash was shut then; I called out to my husband, he came down, and I missed my tea tray, a looking glass, a mahogany table, a mahogany tea chest, and a watch case; I immediately ran and called out to the people and said, that I suppose they were gone, and a person that came by said, that he met a man with the tea tray under his arm.

THOMAS EMMETT *sworn.*

On the 22d of December, Saturday; I was coming from my work, a person called out in the street, and they asked me if I had seen any person with household property about him; I said, I had not; I went forwards and came round

round by the New-river head, and in coming out I saw a boy running across the fields with something in his hand, that I suppose it might be this tea chest, I stepped over to him and asked him what he had got in his hand? he told me he did not know; I told him there was a neighbour of mine of whom I was informed, had their house broke open; I suspected that this was part of the property; I took it from him, it was a kind of a stand for a watch to move in, a kind of a japan case; I asked him how he came by it? he said, that coming over the fields it lay in his way and he kicked it before him; I told him that probably he might have found it, but as there was an house broke open I should detain him till I was satisfied; I laid hold of him in order to detain him, we went down the field together; when we came nearly to the bottom of the field, he called out some name or other which I have forgot; but he said, he was hobbled; I went a little farther, and just round the corner I observed two men standing and the one of them had a gun in his hand, and he called to me what is the matter? I was alarmed a little, it was a star light night, I rather apprehended that it was the person the prisoner called out to and said, he was hobbled to; I thought it was best to keep him in custody, and the man came nearer to me and he addressed me exactly in these words, says he, what is the matter? sir, says I, there is a boy here that I have found with a little matter about him; says he, there is another over the ditch, do you know what is lost, and he clapped the gun on the ditch, and he said, if you stir a foot I will shoot you; it is the big one, John Martin, that I saw in the ditch, I had hold of John Rowe; he, Martin, was standing in the ditch, I asked him to come over; he told me he should not come over as he had lost one of his shoes

in the ditch till such time as he found it again; I at the same time saw the tea chest and the bundle that it was laid on the ground to the value of three or four yards from me; I asked him how he came by this property? he told me he was coming down the side of the field and he saw a person running before him, and he had something or another with him, that he was rather surprised to see the man run, that he followed him, and that he came something near him, and that he chucked this bundle into the ditch, and the man ran away across over the brick fields; I addressed myself to the men that were there then standing by, as some more had come round us, and told them if they would be so good to detain the prisoners, I would make the best of my way back and inform the person in Pentonville that I had found the prisoners; I went back and informed Mrs. Burden, and went back again and both of them were detained, and the property then was laid on the ground in the presence of the two prisoners. I am quite certain, upon my oath, that these were the two young men, one of which I saw with the watch case in his hand, and the other that I saw in the ditch.

Prisoner Rowe. I did not say that I was hobbled, I hallooed to my fellow servant, I am taken up for nothing.—He said, he was hobbled. When that other young man, Martin, came over he asked the little one Rowe, he said, do you know any thing of me? he said, he did not, and they both persisted in it, that they had no knowledge of each other all the way to the office.

Court. How far might the distance be from where you took Rowe, to the place where you found Martin in the ditch?—I suppose it could not be less than two hundred yards.

2. Did you overtake Rowe or meet him?—When I was going down the road
C he

he was going across the field, out of all road, he was on one side, I caught hold of him, if I had not been there he would have run immediately into the road going from Pentonville into Cold Bath fields.

Q. Did you pursue the same road after you took him, that he was going?—I did, I was not in the least apprehensive of meeting with any other; I intended to have gone as far as the public house and to have got the people belonging to the public house to detain him, while I went back to Pentonville, only I was deprived of that opportunity by the circumstance that interfered.

Q. You saw nobody near him when you took him?—No, I did not.

SARAH HARDING *sworn.*

I live opposite to Mr. Burden; I looked over at six o'clock and I saw a light in the room, and was surprised, and I saw three persons in the room, I did not know who they were, nor what they were doing; I did not see them come out; this was before the alarm.

LEMON CASEBY *sworn.*

I am a constable; I produce a tea chest, a watch case, and a blanket that was brought to the public office Hatton-garden, about seven o'clock in the evening of the 22d of December; Emmett brought them to me and some other things. (Deposed to.)

Court to Mr. Burden. How was your sashes fastened?—By a spring fastening, the sash was forced up, and by that means the spring is not so good as it was.

Prisoner Martin. I works with my father preparing rushes for the tallow chandlers, and I had been finishing some work that day, and on the night I was going up to Mr. Springall's a tallow chandler at Islington, two men coming along they said, get out of the way, they chucked this bundle over the bank and

they ran away, and I got over to look at it, and two men came up, one with the gun, and they asked me what I did there? I said, nothing; they said, there is a man just now that has been knocked down and robbed, and they laid hold of me, and that gentleman came along, and the two men said, I must go, and they let me loose in the mob, and I stood in among them; I am really as innocent of it as the child unborn; the two men that took me into custody is not here, they let me go, they said, they would have nothing to do with it; I do not know who they are, I never saw them before in my life; I was loose among the mob above ten minutes.

Prisoner Rowe. I was coming from Islington leading a drove of sheep, coming across the fields I saw a man with a four legged table on his head, I immediately followed him and gets over into the field, and he makes pretence to buckle his shoe and left the watch case on the ground, when I came up close to him says he, here is something for you; says I, I don't want it, and I turned about and picked it up and was going along and that man came over to me.

Court to Caseby. Did you know either of these men before?—I knew Rowe but I did not know Martin.

The prisoner Martin called one witness to his character.

John Rowe, GUILTY. Death.

(Aged 14.)

John Martin, GUILTY. Death.

(Aged 17.)

Tried by the first Middlesex Jury before Mr. Justice WILSON.

127. JAMES MANN was indicted for feloniously stealing, on the 28th of December, an iron shovel with a wooden handle, value 2s. the goods of our sovereign lord the King.

A 2d COUNT laying it to be the property of John Hayley.

JOHN HAYLEY *sworn.*

I am a private soldier in the first regiment of life guards; I shut up my stable on the 28th of last month; about five o'clock in the morning following the stable was broke open and shovel was gone; I came to the stable about seven o'clock, the door was not locked, it was fastened with a staple and a wooden peg, it was fastened inside; the shovel was there over night, the shovel belonged to his Majesty, it is provided for the use of the regiment; the shovel was gone, and I heard tell of a shovel being sold with such and such marks on, and I heard tell where the man worked that bought the shovel, and I went and owned it, it was in the New Road going up from Paddington, it was on a green, when I owned it no one had it; I knew it by the marks, there was a 4 and T for troop and four round holes burned in it; all the shovels are marked different.

WHITEHALL *sworn.*

I was at a public house the 30th of last month and James Mann had this shovel to sell, and I bought it of him, it was at the bottom of Bell-street, almost against the Edgeware-road, I gave 2s. for it of the prisoner at the bar; I bought it for my brother; I gave it to him the same day at the Brazenhead; my brother is not here, he is at work now.

Q. Do you know what he did with it?—Yes, digging foundations, where I can hardly say; I know the name of the place it is in Mary-le-bone parish.

Q. Should you know the shovel again was you to see it?—I have got it here now.

Q. How do you know that is the same shovel you bought of the man —I

marked it at the Justices, and I know it, by this here mark a T and a figure of 4, I observed these marks when I bought him of Mann; I am sure it is the same shovel, there were four round holes, but I did not take any particular notice of them at the time I bought him of Mann.

JOHN KILBY *sworn.*

I saw this man buy the shovel of John Mann, I did not look at the shovel at all.

Prisoner. I bought the shovel and paid for it, of a man that was broke down in distress, I bought it of him and sold it again to this man, there was nobody with me; I was going to my work to my master, Mr. Welling's the cow keeper.

Kilby. I knew him before, he is a working man I never heard any harm of him never in my life.

Not GUILTY.

Tried by the first Middlesex Jury before the Lord Chief Baron.

128. PATRICK READ was indicted for that he on the 3d of November, with a certain pistol loaded with gun powder and divers leaden shots, maliciously, wilfully and feloniously did shoot at one Daniel Jones, the said Daniel Jones then and there being on the King's highway against the form of the statute and against the King's peace.

RICHARD ——— *sworn.*

I was present on the 3d of November; I was the outside of the mail coach, I was going down to Dover; at the Gloucester coffee house the mail coach stopped to take up a gentleman which filled the inside, as soon as the gentleman got

got into the coach the coachman crossed to the left hand side of Piccadilly, and just as we got to the dead wall, an hackney coach came near to us, on the near side, and drove forcibly by us; after he had passed us, when we got to Dover-street, he slackened his pace till we came even with him, a breast, as soon as we got even with him he began whipping his horses and set them on a gallop and got before us, I was rather alarmed for I was afraid our leaders would be frightened by his conduct; when we got opposite Park-street or Park-lane, he waited till we got up to him again, as soon as we got opposite to him again, he began whipping his horses and passed through Hyde-park turnpike, we were a little behind him, some persons crossing the turnpike prevented our horses going furiously, which gave the hackney coachman a good opportunity of getting some distance before us; when we got opposite St George's hospital, I saw the coach going on very gently, the mail coachman said to me, I wish to God the fellow would get on before me, the hackney coachman suffered us to come opposite to him again, as soon as we got a breast to him, he began galloping his horses just as he had done before; when we got to Knightsbridge a man put his head out of the coach and said, Damn him whip him; our driver began whipping the hackney coachman, and the hackney coachman gave him two strokes with the whip; I held my head down as low as I could in order to avoid having a cut across the eyes; the mail coachman leaned over me to whip the driver of the hackney coach; in a very little time I heard the discharge of a pistol; I immediately holds my head up, and I said to the coachman, I hope to God the guard has not shot him, I am not satisfied about it I wish you would enquire; the coachman turns about to the guard, he says, Pat you have not shot at him; he said,

no, I shot at or about his legs, I cannot be positive which; on that we went on to Brentford; but I recollect the guard should say to me, sir, did not you see him cut me across the face, says he, sir, he has cut me across the face here; and it is all over dirt; at Brentford at a public house on the right hand side of the way, the coachman stopped and the guard got down and said, give me a cloth to wipe my face, a wet cloth, and he did wipe his face, I did not see his face. We then proceeded on to our journey and I got to Andover, and coming up I enquired of his character, and I heard an extreme good character of the guard.

Mr. Fielding. You was leaning down in case you should receive a blow, and it was in that situation that you heard the pistol fired?—I am sure I had not raised myself up when I heard it fired.

Q. So that the mail coach might have brought the guard within the hackney coachman's whip at the time you heard the pistol?—It might.

Court. What part of the coach did the prisoner set in?—He was the guard of the mail, he sat behind.

Mr. Fielding. Did you hear there was an additional bag that day?—When I was at the Inn in the city, I heard him swearing to some of the men that they were wrong in filling up his place behind, and I see a white bag in his hand.

WILLIAM BROWN *sworn.*

I was first coach at Leicester-fields on the Saturday night this happened, and there was William Fly and Charles Groves were talking of going home to Knightsbridge, they live at Knightsbridge, and they were talking about going home, I said to William Fly, you may as well have a coach home, and I went as far as Piccadilly, and we had a pot of beer, when we went in the house, Daniel Jones was sitting on the bench, I said, are

are you going home Daniel? he said, yes; when we drank the pot of beer we all came out to go home, Daniel Jones said, he would rather ride outside, and I went inside, we went on from thence till we got just this side of Downing-street; I said, Daniel don't go so fast; I saw a coach coming, I suppose it was the mail coach, just at Hyde-park corner, he went faster again, I said, Daniel why do you go so fast, and just as I came to Knightsbridge I put my head out of the window, and I says to the mail coachman take and whip him, the mail coach went by then.

Q. Why did you say so then?—I cannot give any reason for saying so only by his going fast. When the coachman came opposite of him, he began whipping of him, and Daniel Jones returned it again, and just as we came to the butcher's the mail coach got about twenty yards before, and there the guard fired at the hackney coachman; I observed the mail coachman whip him about three or four times, and Daniel returned it again, and when the mail got before, the guard fired.

Q. Did Jones continue to whip?—They whipped one another.

Q. Do you know whether he whipped the prisoner?—No, I don't know, Daniel Jones after that pulled up and said, you may get out and drive yourself; I says to the two men in the coach, I believe Jones is shot, and I put him in the coach, and I took him up to the hospital.

Mr. Garrow. Your party consisted of Groves, and Fly and yourself, all of you coachmen and horse keepers?—Yes.

Q. Where had you been drinking together when you set out from Leicester-fields?—No where at all.

Q. All sober?—Yes, as I am now.

Q. You have told my lord that the hackney coachman and the mail coachman, kept whipping one another three or four times?—Yes.

Q. Did not you say before the magistrate that they whipped one another eight or nine times; then almost immediately as you heard the mail coach go past, you heard the report of the pistol. Jones slackened his pace after you called to him twice?—He did.

Q. Notwithstanding which he kept going on very fast?—He did.

EDWARD CARTER *sworn.*

I was behind the hackney coach; I got up behind at the turnpike, the coach was going very fast, the mail coach was behind; against Knightsbridge chapel the mail coach went past the hackney coach, William Brown and William Fly and Charles Groves cries out, whip him coachman, whip him coachman, they spoke to the mail coachman, the mail coachman hit him with the whip, and he returned it again several times, and the coach passed the hackney coach about the butcher's shop, and I heard the report of a pistol going off, and I looked forward and the guard of the mail coach was turned round in his seat, and a little after he began to blow his horn; Daniel Jones kept driving up to the corner of Sloan-street, and the mail went away from him.

Mr. Garrow. Did you see whether Jones gave any blow to the guard?—I did not; they whiped one another and then the mail coach went on a little away.

Q. So that he was near enough to obstruct the guard?—He was.

Q. Did the hackney coachman continue whipping as the mail coach was passing?—They both continued whipping one another as long as they could.

WILLIAM FLY *sworn.*

I was in the coach; I saw the mail coach behind us just before we got to Hyde-park corner till we got just this side of Dr. Kelly's gateway, and they both

both kept together for a dozen yards or so, and Brown put his head out and says, Daniel Jones go gently, and then we hallooed out to the mail coachman, whip our coachman, with that they began whipping one another, there was ten or a dozen blows apiece I suppose struck, and he kept on ten or a dozen yards, with that there was a piece fired, I did not see it, I see the flash of it, with that Jones goes nigh a dozen of yards or so and says, you must come out and drive yourself for I am shot; I did not see him aim at him, I cannot say I did.

DANIEL JONES *sworn.*

I was driving an hackney coach on the 3d of November, I was driving home, as I was coming along the mail overtook me and I kept before the mail, I kept my own pace and he kept his.

Q. Did not you go faster than you had done?—No.

Q. Are you sure of that?—Yes.

Q. Was you in liquor at all?—I was not, I kept before him as I was before him.

Q. You had not mended your pace?—No.

Q. How near was the mail coach to you when you first saw it?—He was near to me but I kept before him, he got close to me at last, I kept before him all the way till he came in nearly this side of Knightsbridge, then I broke way for him, but I reckoned that they ought to have the best horses going and not such poor horses as hackney coaches have got.

Q. Then his horses were not so good as your's?—Yes, a great deal better if he had had a mind to try them.

Q. You wanted to try with him?—No, there were as much room for him as for me.

Q. I look upon it you stopped him from going along?—There was nothing passed between us no otherwise but the guard shot me.

Q. Was there any thing passed between you and the other coachman?—Yes, the coachman whipped at me and I whipped at him again, he only whipped me as he passed by.

Q. Did you continue whipping as he passed by?—I whipped at the coachman, but not so often as he did at me.

Q. How often did he whip at you?—I cannot tell, but the coach was going on all the time; when the guard came along side of the box that I was on, he said, now damn your blood I'll blow your brains out; he might be about ten yards from me before he fired.

Mr. Garrow. He damned your blood as he was passing?—He did.

Q. So that every body must have heard it; he said it in a very furious passion, did not he?—He did.

JOHN CHILD *sworn.*

I am one of his Majesty's messengers; this was the guard of the Weymouth coach, during his Majesty's residence there; I have had frequent opportunities of observing his conduct; I always looked upon him to be a very civil sober man, remarkable good natured and civil.

WILLIAM WHITE *sworn.*

I keep the one tun at Brentford; I remember the mail coach arriving to my inn about two months ago, it was on that night that the accident happened on the road, Patrick Read the prisoner, came into my house that night, he asked me to look in his face, on his right cheek I saw a mark, and he told me that the hackney coachman whipped him as he was coming down Knightsbridge, it was a wheal appeared to be recently given by a stroke of a whip; he appeared always a good natured well behaved man as ever I saw in my life; I have known him three or four years.

Mrs.

Mrs. WHITE sworn.

I am the wife of the last witness; I remember the guard coming to the house, he asked me to look in his face, and asked me if I did not see a mark in his face, there was a mark on his right cheek bone as if done by a whip.

THOMAS ASTON sworn.

I am a superintendant of the mail coaches; the prisoner has been a guard five years, a very good natured well behaved man, so well behaved that the Comptroller general singled him out as one of the best guards to go with the Weymouth coach, and when his Majesty was at Weymouth the last time, lord Chesterfield wrote, that the same man might attend guard as by his Majesty's express desire.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Justice BULLER.

129. **GEORGE MACKAY** was indicted for feloniously stealing, on the 20th of December, one linen gown, value 10s. the goods of Martha Jenks, spinster.

No evidence was given against him.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Justice WILSON.

130. **WILLIAM TAYLOR** was indicted for feloniously stealing, on the 4th of January, seven linen shirts, value 40s. three cambrick half handkerchiefs, value 6s. a cambrick neck handkerchief, value 3s. the goods of Edward Buck.

EDWARD BUCK sworn.

I live in Cecil-court, St. Martin's-lane. On the 4th of January I lost seven shirts, three half cambrick handkerchiefs, one double one, out of my back kitchen; I found one shirt on the prisoner, on the 4th of January, I knew him before, he came to visit a lodger that lodged in the house about three weeks ago since he first came, he continued to come frequently about three times a week, to the best of my knowledge; I had missed some things before the 4th of January, I missed six shirts, not at once, but every day I looked them over, I thought my servant might have made away with them; ever since the prisoner's friend Champion came to lodge in the house, I lost something every week; last Friday evening he was detected with one shirt in his pocket; I had no suspicion of him before the servant John Mills saw him put it in his pocket; I saw him take the shirt out of his pocket, I desired him; I told him he had been seen, that was all, that was found upon him; I charged the watch with him, and took him down to the watch-house, it was half after ten at night; I keep a public house; the shirt was marked E. B. I have had it in my custody ever since. (Produced and deposed to.)

Prisoner. How many times was I in your house during the time my friend lived with you?—About three times a week.

Q. Where was I when you took me? —He was in the parlour.

Q. I was in the passage at the door coming from a little kind of pantry. —He was in the parlour and ordered a glass of crank, he was going out from the parlour door from the passage.

Prisoner. My lord I took it to be a elout, and I took it to wipe my hands upon.

John Mills was called upon his recognizance, and did not appear.

JANE

JANE CARR *sworn.*

I am sister to the last witness; I was in the pantry for a plate, and I heard the scrape of a foot; I saw a man in the pantry opening a cupboard and taking the shirt out, he went into the back yard and unfolded the shirt, and held it up to the light; I saw him do it, and he folded it up again, and put it into his pocket, and buttoned his coat over it; I was in the pantry the same time he was in; I was in before him and had no light; but I could see him; I was behind the door; he carried the shirt into the yard, and held it up to look at it by the light of the parlour window; he went along the passage, and I followed him as close as I could; as I followed him close, he asked then for a glass of crank, and he went into the parlour, and directly as he went into the parlour, I went to my brother in the bar, and told him I had found the thief out, and my brother came out of the bar and met him coming out of the parlour door, and my brother past him, and said, he had got something more about him than he ought to have; he said, he had not; my brother insisted on seeing; I followed him, and I saw him pull the shirt out of his pocket before a number of people that were in the room; then he was taken to the watch house.

Prisoner. I would wish to ask her what she was doing in that pantry?—I went for a plate.

Prisoner. She was playing with John Mills that is not come forward; my intention was to wash my hands; I saw her as well as she saw me?—There was nobody with me in the pantry.

Prisoner. I went to see my friend, who lives at this man's house who is a taylor, which is frequented by taylors; I went up stairs and stayed two hours with my friend, who is a ladies shoemaker, and earns a guinea and a half a week; I came down stairs, he desired to

light me down; I told him I did not wish to be lighted down as he was very busy, I supposed I could find my way down; the stairs are exceeding bad, and coming down I slipped my foot and fell down three or four steps, and I put my hand into some dirt, it appeared to me to be dogs dirt, I went into the pantry where that lady and this John Mills were concealed, just a little behind the door; I saw them both very well, there was a kind of a little cupboard which was open; I took up some kind of linen to wipe my hands, and went to go into the yard to wash them; I went into the yard and washed my hands, this man came and forced me into the tap room, where there were eight or ten taylors, and he had me secured and sent to the watch-house; I am a servant of Mr. Lamires, my master will give me an honest and just character; I served general Toning three years; I have nobody here now because I expected to be tried at Hick's-hall, on Friday.

2. When did you leave general Toning's service?—I was five weeks out of service between living with him and Mr. Lamire.

Court to Jane Carr. Did he wash his hands?—No my lord.

GUILTY. (Aged 45.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Justice WILSON.*

131. GEORGE MORRISON was indicted for feloniously stealing, on the 20th of December, one cloth coat, called a box coat, value 2l. the goods of Robert Jenkins.

ROBERT JENKINS *sworn.*

I lost this coat out of a chaise, on the 20th of December, Thursday; I was not present,

present, I had brought it up that morning from the country, and I see it last at the stable, about ten o'clock in the morning.

JOHN FISHER *sworn.*

I am a publican, I live at the Rose and Crown, Aldgate, I see the prisoner at the bar come round the chaise, I know it to be the prosecutor's, and he took a box coat, it laid on the seat, some part on the seat and some in the chaise, the chaise stood right opposite my door, the lad was with it; I was standing at my own door and see the transaction; he walked away with it, directly I crossed over to him, and asked him what he was going to do with it, directly he run away, immediately I pursued him, and took him, I gave an alarm and came up to him, a person had stopped him, and he had then the coat under his arm, I never lost sight of him, I collared him, and took the coat, and gave it to one Scott, a person I knew perfectly well; I should know the coat again.

JAMES SCOTT *sworn.*

I am a servant to Mr. Solomon, in Bury-street, I was going up the Blue Boar, Aldgate, and heard the cry of stop thief, I immediately runs back and met Mr. Fisher, with the prisoner and coat; he knew me, and desired me to take care of the coat, I took it, and have now brought it from the watch-house, I there delivered it into the hands of Mr. Jenkin's.

RICHARD NIBLY *sworn.*

I am constable belonging to Portoken ward, I heard the irruption in the street, and I saw Mr. Fisher with this man, and he said, he would not go along with him, but he would with me; Scott was there, and had the coat under his arm, I took charge of the prisoner, and took him to the watch-house; I produce the great coat, I received it of Mr. Jenkins, the

Thursday, within an hour after it was taken from the prisoner, and it hath been in my custody ever since.

Court to Jenkins. Was your lad with the chaise?—He was; I received the great coat of Scott. (Deposed to.)

Prisoner. I have nothing to say.

GUILTY. (Aged 20.)

Transported for seven years.

Tried by the London Jury before
Mr. RECORDER.

132. **JAMES GUY** was indicted for feloniously stealing, on the 18th of December, a pair of cotton stockings, value 3s. a pair of stockings, made of silk and cotton, value 5s. the goods of Jonathan Stirtevant.

ELIZABETH RANKIN *sworn.*

Mr. Stirtevant is my uncle; the prisoner came into the shop, and asked me to shew him some stockings, I shewed him some, one paper, he said, he did not like them, I shewed him another, he said, they were too coarse, in turning about for the third paper, I missed a pair of ribbed cotton, when I missed that pair, I rung the bell for my uncle John, he came, and I shewed him some silk and cotton stockings, I was in the back part of the shop, I saw him he opened some silk and cotton, and I saw the prisoner put a pair of them in his pocket, I went up stairs and told my eldest uncle, and he came down, he is here now, the other could not conveniently leave the shop; the other uncle's name is Jonathan, when the prisoner had got over the threshold my uncle Jonathan took hold of his arm, and told him he had got a pair of stockings more than his own, he came back in the shop, and said, he had, he delivered one pair out of his pocket, I told him he had another pair in his other pocket, he said, he

he had, and he delivered them out, I saw them both taken out of his pocket; they were Mr. Jonathan Stirtevant's property; I believe they had no marks on them; I saw him put the striped pair, the silk and cotton in his pocket.

Mr. Garrow. Are your uncles in partnership?—No.

Q. Who has the business?—Mr. Jonathan; Mr. John shewed the stockings, he is a shopman, he serves in the shop, he has no share in the trade at all.

Q. How came you before the magistrate to describe them to be the property of your uncle?—I did not.

Q. The young man immediately produced them on his coming back?—He did.

JONATHAN STIRTEVANT *sworn.*

I am the person that was up stairs, I carry on the trade, my niece came up stairs, and I went down in consequence; I waited in the shop to see whether the man would buy the stockings, he seemed very difficult, none would do; he wished us good morning, and was going out of the shop, he got over the threshold, and was pulling the door to with his right hand, and I laid hold of his arm, and told him, he had got some stockings of mine, he came in, and pulled out one pair, my niece said, he had got another pair, he pulled them out also; the stockings were given to the constable.

HENRY GODFREY *sworn.*

I was the constable; I produce the stockings delivered to me by the prosecutor, I have kept them ever since. (Deposed to.)

Mr. Garrow to Mr. Stirtevant. Does your brother's salary depend on the profits and losses of the trade?—No, it is a stated salary.

Prisoner. I went into the shop to buy these stockings, I asked the price, he said 7s. 6d. I said it was too much for the

stockings, I would give 6s. so then, he said, he could not take it, but then he said take it, and I bought both pairs.

Court to Elizabeth Rankin. Is it true that he bought them?—He never asked the price of them.

Court to Prosecutor. Did he buy any?—He did not buy any at all.

WILLIAM MARTIN *sworn.*

I live in the parish of Whitechapel, Colchester-street, I am a carpenter, I have known the prisoner ever since his infancy, he was a gardener, his father lives at Yarmouth, he bore an exceeding good character down to this time.

THOMAS SOWES *sworn.*

I live in Play-house-yard, I am a cordwainer, I have known the prisoner from his infancy, he bore an exceeding good character till now.

WILLIAM GUY *sworn.*

I am the prisoner's brother, I live at Yarmouth, I came up from Yarmouth on this occasion, I am a taylor, my father is a gardener, I never heard a flaw before till this time, it has filled all our hearts with sorrow to hear of it.

GUILTY. (Aged 24.)

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER.*

133. **WILLIAM IRELAND** was indicted for feloniously stealing, on the 4th of January, eighteen iron curtain rods, value 1l. 5s. the goods of Nicholas Finney.

(The case was opened by Mr. Garrow.)

NICHOLAS FINNEY *sworn.*

I carry on the business of an upholsterer, in Moorfields; the prisoner has been with

with me eight or nine years, I had a very good opinion of him, so good, that I gave him 2s. a week more than any other man I keep; these curtain rods were deposited in the cellar, I lost such, I believe them to be my property.

WILLIAM HOLLAND *sworn.*

I had lived with Mr. Finney four years and a half; between the hour of seven and eight on Friday, the 4th of January, in the evening the prisoner came backward, and went down into the cellar, and took the iron rods out of the cellar, and he went out of doors, when we went out of doors leaving off work, he whipped up the court, and took him on his shoulder, this was about eight o'clock, he had left them in that court, it is a private court. I asked him what he was going to do with them, he said, he was going to sell them to make up some rent, he said, he could sell them at three or four places, and asked me to go with him, we went to a house in Petticoat-lane, the man's name was Jones; Ireland offered him the rods to sell, and Jones offered him a penny a pound, the price of old iron, Ireland said, that would not do, he said, he would go up further, and see if he could get more, in the mean time Mr. Armstrong came in, and he asked whose rods they were? Ireland made answer and said, they are mine, he said more than that, he thought it very hard he could not go, and sell his own property, as he wanted money so bad; then Mr. Armstrong laid hold of him, and ordered somebody to take the curtain rods; these are the same that are now secured, they were Mr. Finney's.

Q. Was you to have any share of this money?—No, there was no mention of a share.

Prisoner. William Holland took the rods?—I did not.

Q. He took them out of the house, and carried them to his house?—I did not, upon my oath, Ireland took them out of the house, they never were at my house.

Court. Did you accompany him the moment he took them out of the court to Jones's?—I did.

Q. You knew he was about to sell them for his own use?—He said, he was going to make money for them for his own use.

Q. They were your master's property?—They were.

Q. You knowing this, was not you to have some share of it?—I did not expect any share upon my oath.

Q. It seems to me a strange thing that he should trust you with the secret, except you was to have some advantage by it?—I am sure I was to have none, nor did he mention a word to me about it.

STEPHEN JONES *sworn.*

I am a dealer in broken flint glass, I keep a horse and cart, and go about collecting it.

Q. Old iron is a part of that commodity?—All of that kind.

Q. Do you remember the prisoner coming to your house on the 4th of January?—He did, I am in partnership with a Jew, Samuel Phillips, and so there was no light in the shop, because it was Sabbath; these two men came into the shop with the curtain rods, they shut the door, they both came in, which spoke I don't know.

Q. We must take our pens and ink, or I see we shall never get through.—Now who spoke?—I cannot be positive.

Q. Did you know them both before?—I never saw them before, they asked me if I would buy them, I said, it would not suit me, I bought old iron at one penny a pound, but them I would not buy at all, they laid them down on their shoulders, and were going out, and Mr. Armstrong came in.

Q. Did either of them say to whom they belonged when Mr. Armstrong came in?—He asked them, and Ireland said, he was the owner of them.

JOHN.

JOHN ARMSTRONG sworn.

In the course of my walks I looked in on Mr. Phillips's and Mr. Jones's, on last Friday night between eight and nine, I went by this door, and there was a little hole, and I looked in, and I saw three persons in the shop, I went round to the back door, and knocked at that, and came round to the fore door, and it was opened, I looked in, and Ireland had the curtain rods in his hand, and Holland was standing on one side of him, and Jones close aside of him, I asked Ireland whose these curtain rods were? he said, they belong to me, he had had them pawned, I asked him if he would give me his address, he said, he was an housekeeper, and lived in Christopher's-alley, he said, it was very hard a man could not sell his own property, when he wanted money, I said, I should take him and Holland to the magistrate, and I desired Mr. Jones to put the things on his shoulder, which he readily did, and he went with us to the magistrate, when I came to the magistrate, they said, they would tell the truth, and Ireland said, he found them in a court. (The examination was not taken in writing.) This was when he was waiting in the office to be examined; they were examined, and the next morning Mr. Finney came to the office, and claimed them, this was Friday night they were taken. Holland was admitted an evidence on the Monday following; he was committed on Friday till Monday, and then bail was given for him on Monday night, he has been at large ever since. (The rods produced.)

ROBERT EVANS sworn.

I am a smith, I made these rods which Armstrong has produced for Mr. Finney.

Court. You make a great many rods I suppose?—I do, these are the same sort and size, I made for Mr. Finney about six weeks ago.

Prisoner. Last Friday night between

six and seven o'clock, Holland took these rods out of Mr. Finney's cellar, I was up stairs, when I came out into the shop about eight we came out together, Holland says to me, Ireland I have got a lot of rods, says he, they are at my house, I went with him, and he brought them down from his house, and he carried them on his own shoulder to Mr. Jones's, to Petticoat-lane, and he bid us a penny a pound, and Mr. Armstrong came in, and if Mr. Armstrong had not come in, I should have taken them to my master's house that evening.

Court to Mr. Finney. Did you examine your cellar to find if you had lost any thing?—I have got the fellow rods in my cellar to these now in court, and I missed them out of the cellar.

GUILTY. (Aged 36.)

Transported for seven years.

Tried by the London Jury before
Mr. RECORDER.

134. JAMES FIN was indicted for feloniously stealing, on the 7th of January, a watch, the inside case made of silver, gilt with gold; the outside case made of base metal, value 2l. a base metal watch chain, gilt with gold, value 2s. a base metal watch key, value 1d. the goods of Thomas Bryant.

THOMAS BRYANT sworn.

I am with my brother, the trunk maker, the corner of St Paul's Church Yard; I lost my watch, on the 7th of January, coming up Ludgate-hill, about a quarter before twelve o'clock at night; the prisoner met me at the corner of the Old Bailey and asked me what hour it was; I immediately pulled out my watch, and informed him it wanted a quarter to twelve; he immediately snatched my watch out of my hand, and ran up the Old Bailey; I immediately hallooed

hallooed stop thief; the watchman pursued him and overtook him, and he was taken; the watch was found in the kennel, about twenty yards up the Old Bailey or thereabouts; I had been at the other end of the town, to spend my evening, I had not drank, I did not see him taken; the man who snatched my watch, ran that way; the constable has the watch. (Produced and deposed to.) I am sure that is the man.

Prisoner. I never saw the man in my life time till he gave charge of me.

— ROGERS *sworn.*

I am the watchman, I heard the cry of stop thief; I saw a man running from Ludgate-hill, up the Old Bailey; I was in my watch box, the corner of the Old Bailey and Ludgate-hill; I followed directly, I met him up by Surgeon's-hall, he ran across the way, and there I laid hold of him, I am sure the man I laid hold of, was the man that was running, for I never lost sight of him; when I laid hold of the man, Mr. Bryant came up, and I gave my charge to the patrol, I found part of the watch in the kennel without the case, I carried it to the young man, and I went back again and found the case in the kennel; and he was carried down to the constable of the night.

Prisoner. As I was coming along, I heard a cry of stop thief; I saw a man run by me; the prosecutor was much intoxicated with liquor, he says I believe this is the man; I turned about to see what was the matter, seeing them running and calling stop thief.

The prisoner called one witness to his character.

Prisoner. Mr. Bryant was in liquor very much, so that no one could take his word for any thing.

Constable. Mr. Bryant was rather in liquor, but not so much as the prisoner

represents; he certainly knew what he did.

GUILTY.

Transported for seven years.

*Tried by the London Jury before
Lord CHIEF BARON.*

135. JOHN LANGLEY was indicted for feloniously stealing on the 22d of November, a copper boiling pot, and cover, value 6s. the goods of Henrietta Bencraft widow.

WILLIAM MIDWINTER *sworn.*

I am Mrs. Bencrafts footman; I believe about the 21st or 22d of November last, my mistress lost a porridge pot, and cover, it was taken from the back door of the dwelling, it was on the fire by ten o'clock at night, it had dogs victuals in it and it was put outside to cool; we found it missing the next morning about eight o'clock; I found it in Mr. James's possession at Uxbridge, about a fortnight afterwards; I have sworn to it.

ISAAC JAMES *sworn.*

The pot was brought to sell, by one Mrs. Sarah Bonsell, I cannot particularly tell the day, it was a Thursday; it was in my possession a fortnight or three weeks, before it was claimed by Mr. Midwinter, and was delivered to Matthews.

SARAH BONSELL *sworn.*

Langly brought it to me, and said it belonged to a poor woman that was sick, and could not get out of her bed; and I went and sold it to Mr. James; I cannot tell the name of the poor woman he mentioned; I have known him before, he lived at Hillingdon, I lived at Uxbridge; I carried it to Mr. James's, and I sold it for 6s. when I brought him the money

F

back

back, I chastised him, and asked him if the pot was honestly got, he said it was, he did not like to carry it to sell, it was more fitter for a woman to do, than for he.

GEORGE MATTHEWS *sworn.*

I am a constable, the prisoner came to me on Friday, and asked me if I wanted him, I told him I did, he said he came to deliver himself up, and there he was all night, and then I delivered him up to the magistrate, I have kept the pot in my possession ever since it was carried to the justice's by James, and after he was examined it was put into my possession. (Produced and deposed to.)

Court to Midwinter. Where did that back door open to?—It opened facing the gardens.

Prisoner. I found a bundle of wood in a ditch, and I took the bundle of wood out, and then I saw the pot was underneath there; I told that woman that I found it, and she said she would go and sell it for me, she went and brought me 4s.

Bonsell. I gave him 6s.

Prisoner. Did not you tell me that Mr. James had given you 4s. and if that would not do he would return the pot?—No, I did not.

Court to Bonsell. He says you know him, what is his character?—I cannot justly say, what he does for his bread, nor nobody else I believe.

Midwinter. He never would stick at any thing, now and then he would do a day's work, and that is all.

Court to James. What passed between you and the woman, when you bought the pot, she said she brought the pot, and that it belonged to a poor woman at Hillingdon, I gave her 6s. for it, the prisoner came again to me afterwards and said I had given a bad shilling, which I knew I had not.

GUILTY.

Transported for seven years.

Tried by the first Middlesex Jury before Mr. Justice BULLER.

136. JOHN BROWN was indicted for feloniously stealing, on the first of January, one iron bar, value 5s. the goods of John Cruglestone.

JOHN CRUGLESTONE *sworn.*

I lost an iron bar, on Tuesday evening of the last week, near Bedford-square, Tottenham court road, No. 31, it was in the house behind the passage door, it was to fasten the shop window shutters, I see it that very night, afterwards I went and a man brought it out of the watch-house, I had seen it between five and six o'clock, on the first of January, I came at ten o'clock in the evening, to shut up the shop, and the iron bar was gone; after that in consequence of information, I went directly to the watch-house, and fetched the iron bar back again; the next morning the magistrate sent for the iron bar; then after that I was before the magistrate, and swore to my bar, that I had sent him.

Q. Who was the man that brought it back to you the night before?—William Robinson.

Q. That was the same bar, that William Robinson brought back to you?—It was.

Q. Is that the same bar you use to fasten up your shop window with?—Yes. The passage door always stands open, the bar is here; I was told before I went and looked in, that the bar was gone; and I went with the gentleman that the house belongs to, and found the bar at the watch-house.

WILLIAM ROBINSON *sworn.*

I left work at six o'clock at night, and was going home with my tools, and I saw the prisoner at the bar, at the door with the bar; and he doubled the bar together at the joints, and I went into Mr. Cruglestone's house with my tools, and left my basket there; and I pursued the man through two or three streets,

streets till we came to Rathbone-place, and there I took him, I had him in my sight all the time; I saw a watchman, I told him, that man had stole the bar, and then I crossed over directly and took him, he held the bar on his shoulder, we brought him back to the house, and I met the patrol in Tottenham-court-road, and took him to the watch-house, and the bar to Mr. Cruglestone, I went and fetched it that night, with Mr. Slade, the butcher, that the house belongs to; the next day the patrol, and the watchman came to fetch him before the justices, when we went to the house to fetch the bar again, the owner was gone to another shop, he keeps two shops, he did not go himself till Friday morning, then he went to the justice's, and swore to his property.

Prisoner. I know nothing of the bar, I picked it up; the handkerchief was tied about it at the time. (Produced and deposited to.)

Prisoner. I don't know the prosecutor's name, he now swears that he put it behind his back door, before the magistrate he swore he always puts it behind the street door.

Jury to Robinson. Was it tied up with an handkerchief?—He doubled it, and took it up and ran, and the handkerchief was tied up as he ran along to keep it together.

Court to Cruglestone. What door was this you put it behind?—It was behind a passage door in the street.

GUILTY. (Aged 46.)

Imprisoned 3 months, and publicly whipped.

*Tried by the first Middlesex Jury before
Mr. Justice WILSON.*

137. JOHN PRICE was indicted for feloniously stealing, on the 4th of January, two silk cloaks, value 40s. the goods of Edward Staff.

EDWARD STAFF *swears.*

I am, by profession, a victualler; but out of employ at present. About five o'clock in the afternoon, on Friday last, I lost this cloak a little above Middle Row, Holborn. I was coming towards Middle-Row; I was coming along, a sudden motion I felt at my pocket caused me to turn about. I found immediately my pocket was picked; and, from the sudden motion, I naturally put my hand in my pocket; and I found a black silk cloak was taken out of my great coat pocket. Two men were turning about, on which I followed them immediately; and, in about ten paces, I laid hold of them. I said to the people about, give me assistance, these two villains have robbed me. I laid hold of the two; and they being too strong, forced themselves from my hands; on account of that I cries out stop thief; the witness present lays hold of one, and I laid hold of the prisoner; he ran round a coach, and I took him. I took him then into a shop, and the person said, I saw that fellow with his hand in a gentleman's pocket not half an hour ago; and I think you are bound in justice, for the good of the public, to prosecute him; in consequence of that, we sent to the patrol, and conducted him to the rotation office, from thence he was committed. The prisoner is one of them that I see who got round behind the coach; before ever they got round this coach, I had got them; and they broke from me and ran round the coach. I am sure the prisoner is one of the men that I first saw; for he was never out of my sight till he broke away from me; and I am quite sure that he is one of the two men that I saw near me when I felt that motion at my pocket; there was not any other man ten paces before or behind, but these two men.

Q. How long had you had that cloak in your pocket?—About half an hour, I had been to conduct a young lady home, and

and I put it in my pocket coming home, I came from Argyle-street.

2. Before you felt that motion had you any occasion to take notice, whether you had your cloak in your pocket?—I had not.

2. So that it is possible it might have been lost?—It is possible, but I do not believe it.

Prisoner. I was making water the corner of Southampton-buildings, and when he caught hold of me, I said I was very willing to be searched.

Prosecutor. On my oath it is false, so far from that, they were walking side by side, and turning into Southampton-buildings.

JAMES CORK *sworn.*

I know nothing of the robbery; Mr. Staff called for assistance and I gave it to him; the prisoner at the bar was the first person I saw run from him, and I seized him; I was coming up Holborn towards him.

Prisoner. I am an hard working man, I work up at Marybone, I lodge in Fleet-lane; what this gentleman accuses me of, I know no more about than a child unborn, I told him he was welcome to search me; I am a hard working lad, and been brought up all my life time at sea.

Not GUILTY.

*Tried by the first Middlesex Jury before
Lord CHIEF BARON.*

138. OWEN RYAN was indicted for stealing, on the 1st of November, ten half guineas, one guinea, and one half crown, the monies of Patrick Deverix, in the dwelling house of James Corbutt.

PATRICK DEVERIX *sworn.*

I am a sawyer, I live in Great St. Andrew's-court, St. Giles's, I live in the house of James Corbutt, I lost the money

in his house, the first day of November, it was not taken in the day, but in the night, I lost six guineas, and a half crown; there was ten half guineas, and one guinea, it was all in one apartment, just over the kitchen, it was a ground floor, I lodged in the ground floor, I had my money in my pocket; I went to bed about nine o'clock, I am sure it was in my pocket when I went to bed; the prisoner lodged in one bed with me, I felt him rising at his own side of the bed about twelve or one o'clock, he came round the bed to my side, he took the breeches from under my head, I heard him opening a knife with a strong spring, and I was afraid of my life, he did not touch me indeed, I lay still till just the break of day, when I discovered it to the man of the house; the prisoner stayed till break of day; he came into bed to me just after robbing me; I got up first in the morning, and I discovered it to the man of the house, and he told me he would go and get a constable; it was Sunday morning, I could not get any money to get a constable, and he went off before I came back, as I had not any money left to give, I did not think a constable would come, I went out to try to get somebody to get a constable, I went out about six o'clock, I stayed a couple of hours, or thereabouts, I suppose.

2. Have you ever got any of your money again?—I never did, I was looking for him since, and I could not find him till he was taken last Saturday night. I had lodged in this house about five or six months, he lodged there some part of the time; he used to say, when I used to live hard and poorly to save that money, he used to tell me that others would piss it against the wall, he told me that just before he robbed me.

JAMES CORBUTT *sworn.*

The prosecutor lives at my house, he hath lodged there better than three quarters

ters of a year, and Ryan lodged there about a quarter of a year to the best of my knowledge, they sleep in a cellar on one bed both of them.

Q. Did any body else lay in the cellar?—There was the old man and Ryan, that is two, and two more, and my wife and two children, all in the same cellar.

Q. Did you hear any noise?—About a fortnight before the 1st of November, I was sitting by the fire, and Ryan was with me, where he expressed the words as these, it is a pity that Old Rogue should eat a bit of dry bread, when he has got a purse of gold in his pocket, I will take his breeches one night, and take his money out, and have a bit of fun with him, says he, we will have a bit of fun out of it; on this Saturday night, Ryan went out about eight to go to pay table, he came in about twelve o'clock, I let him in, and came into bed, then afterwards, I did not fall asleep for a long time; about an hour or an hour and half after, I heard a man getting up, and getting the other side where the other man used to sleep, I thought he was troubled with something, I did not take any notice, about six o'clock in the morning, this same old man, that lost his money bawled out, I jumped out of my bed, and asked him, what was the matter? says he, this man that lay by the side of me, has taken away my money, all that I have in the world, and has had his knife over me all of the time, says he, I was afraid of my life, that he would run me through.

Jury. Was your bed there without a partition?—It was, there were three beds in the room, I jumped out of bed, and says I, what do you bawl for? and the old man went out to get a constable, and as soon as the man was out, Ryan slipped out, and I never set sight of him any more; Ryan went away about a quarter after six, I never saw him till last Saturday, I was ignorant about the law, I

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did not know whether it would allow me to take hold of the man without a constable.

Prisoner. Did I leave your house at six o'clock?—You did, or a little after.

Prisoner. Saturday night I went to pay table, I was kept till eleven o'clock before my master paid us, I stayed out about an hour longer, and I came home about twelve and one, and went to my bed, I went to my bed, and lay there till about six o'clock in the morning, and then the old man said he was robbed, and he goes and gets a book, and they handed it to me, and I took my oath; I stayed there till eight o'clock, I never left about the place till twelve o'clock, when I went to get my dinner then, the next day I was ordered to Battle-bridge, where I have worked ever since, till such time as he came last Saturday night and took me; and Corbutt's wife said, his breeches were cut by a knife before he went to bed. I have no witnesses.

Jury to Prosecutor. Was the prisoner in the house when you came back again?—He was not.

GUILTY. Death. (Aged 24.)

Tried by the first Middlesex Jury before Mr. Justice BULLER.

139 WILLIAM SULLY and JOHN BAILEY were indicted for feloniously stealing, on the 29th of December, three printed cotton frocks, value 12s. a linen handkerchief, value 1s. the goods of Frances Taylor, spinster.

FRANCES TAYLOR sworn:

I am a single woman, I keep a house in Swine's-lane, Highgate, I am a laundress, I lost the things in the indictment off a hedge outside the door; I put them on the hedge Saturday was a week about half after three; the hedge was in a field opposite the door, about five yards or not

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so much ; I did not see the prisoner take them, I missed them about half an hour after they were taken ; I saw them again on the Monday in the forenoon between twelve and one ; I saw them at Hatton-garden, at the Police-office ; they were things I had taken into wash, the frocks were very remarkable, and I had them before, there was no name on them, but I can swear to them by the prints ; the linen handkerchief was my own, there was a particular hole in one corner, where it had been burnt ; I saw the prisoners before the magistrate, when I saw my things, but I knew nothing of the prisoners.

JOHN MILLS *sworn.*

I am a labourer, I was working in the fields below, spreading of dung, and I saw these two men in about threescore yards of the hedge, where the things were hanging ; I saw them come down the hill both running together from the hedge, after that they came down the hill, I wondered what was the matter, they jumped quite both over the hedge, and made their escape as fast as possible.

2. Did they endeavour to avoid you?—They did, or they would have kept the path ; soon afterwards seeing these two men come down the hill, I thought there was something the matter, there came a young man running to me, and called me by my name, and asked me if I saw any thing, I pursued after them, and I gained one of them, William Sully, just before he came to Battle-bridge, the other escaped, I laid hold of his collar and told him, he had been robbing the woman of this property, he said, he had not, I told him, he had or knew who had, says he, if you will not hurt me, I will help you to your property again, I don't know, but I will try, if you will go up along with me to Saffron-hill, and then he said, I will send for people that should help me to it, I had heard it was a place that had got a

very bad character, I did not like to go alone by myself ; then afterwards he sent for a woman, that is called his wife, she came into the office where he was. When I took hold of him, I took him to the office at Hatton-garden, with that, he asked leave to enquire for his wife, but we could not find her.

2. Did you ever find any thing by his directions?—No, I did not, one of the runners took the other man Bailey, and the property ; the Monday after the runners had taken Bailey, he swore a large oath, and said, I wish you had been at the taking of me, I would have stuck a knife into your bloody entrails, this he said when he was at the lock up room backwards at Hatton-garden.

EWER *sworn.*

I am a constable, belonging to the Police-office, Hatton-garden, I am the man that took the other, Bailey ; I know no more than taking the property and the man, on Saturday the 29th of December, the day the property was lost, I had an information of the robbery, I went to the apartments of Bailey, I was conducted by a girl that keeps company with him, there I saw a bundle, he owned it was his apartment before the magistrate, that examination was taken in writing, I have got the articles, three frocks and a check apron, I did not see them any where else.

ANN PRITCHARD *sworn.*

2. Do you know Bailey's apartments?—I do.

2. Did you ever see these things in the apartments of Bailey?—Yes, they were in the apartment, but I did not know what they were, the bundle was not opened, the bundle was tied up in this cloth as it is now.

2. Where are his apartments?—They are in Blue-court, Saffron-hill.

2. How long had he been there before the bundle was there?—He had not

not been there a little better than a week.

Q. Do you know Mr. Ewer the constable?—No.

Q. Did you tell any body whose lodgings they were?—They were John Bailey's and mine, he and I took the room together, I had not been with him a fortnight.

Q. Had you any quarrel with Bailey that you told about these things?—The other man was taken coming home, and the other said, where Bailey and I lived, and the other young woman that lived with Sully went down to him, and they came up to me.

Court to Wood. Did you take the things out of the apartment that this young woman has described?—I did, she conducted me up stairs to the room, the woman that came to Sully was in custody with him, and it was by threatening of her, that I found out where they were. (The things produced and depoted to.)

Prisoner Sully. I never saw the property till I saw it at the office Hatton-garden.

Prisoner Bailey. I picked up this bundle in Green-lane, but I did not know what it was, nor never opened it at all.

Ewer. I found Bailey in the lodgings, and the bed let down, and he concealed under the bed.

Jury to Mills. When you saw the men running down the hill, and jump over the hedge, did you observe them to have any thing in their hands? They had, and it was wrapped up in a blue apron, Bailey had it.

William Sully, GUILTY. (Aged 24.)

John Bailey, GUILTY. (Aged 19.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. RECORDER.

140. RICHARD PAINE SHARP was indicted for feloniously stealing, on the 25th of December, an iron plough share, value 1l. 5s. an iron coulter, value 2s. a bridle, value 2s. the goods of Joseph Kaye; a pewter plate, value 6d. and a bridle, value 1s. the goods of William Baxter.

WILLIAM BAXTER *sworn.*

I am a servant to Mr. Joseph Kaye, he is a gentleman in town, the plough share and coulter was took out of the yard where I live, I am a labouring man, they were taken from the yard; there was an iron plough share and coulter in the yard, the coulter was not taken off the ground, it was left in the barn; the bridle was in another house of Mr. Kaye's; the pewter plate and one bridle was mine, I don't know where it was took from, I know them, I cannot swear who took them, but here is a good man that brought them to me, he found them on the prisoner's premises, he was a lodger, and had a room to himself.

SAMUEL CHINE *sworn.*

I am also a servant to Mr. Kaye, I am what they call a bailiff of a farm; on the 7th of December Mr. Webb, a blacksmith, came to me and said, Mr. Chine, have you lost any plough irons, I said I had, I ordered the constable to take the man into custody, he did the next morning, he was taken before the justice, and the justice committed him for further examination; by the justice's orders, I went over and searched the house on Saturday evening, he rented two rooms, he had worked for me before; the blacksmith told me they were the rooms that he rented, I found the first thing between the bed and bed mat, a couple of fowls ready picked, I went into the next room, and there I found this bridle and plate of Baxter's, this was in the setting room below; I mean the bed-room up stairs, was where I found the fowls, and I found many

many other things there that are not yet owned; the plough share was brought to me before by the constable himself; in my going to the justice he said, master you have lost your bridle, did not you? says he I have got your bridle master. I had made him no promises nor threats; that was my master's bridle; he had a woman along with him; he said to her, do you go and get Mr. Kaye's bridle; she did not bring it to me, so I told her when I see her again at the justice's, that she had not done according to the prisoner's bargain; he told her again to fetch it, and I went with her and we found it under a barrel, she heaved the barrel up on one side and I picked it up from under the barrel, this barrel was just the outside of the back door, just at his sitting room; then I said to her, woman if you know of any thing else that is hid, I will be glad if you will tell me; she told me where a coulter was hid on my master's premises with an intent to take off, but it was not taken. The prisoner at the bar said at the justice's, that neither me nor my master should not be alive at New year's day to prosecute him; he had worked for me about five weeks as a hay maker; I had discharged him on Wednesday, but not on this affair, as I found this out on Saturday.

Prisoner. Mr. Chine you said, I told you where to get the bridle. I did not.—It is true he did.

Prisoner. It is no use my speaking, for his word will go before mine.

RICHARD WEBB *sworn.*

I am a blacksmith; the prisoner brought me the plough share and offered to sell it to me for a penny a pound, five weeks ago last Saturday night, he brought it into his room between one and two in the morning, he was a lodger of mine, I lett him an up stairs room and a down stairs, he was to give me 2s. a week, all the things were found on his premises;

I saw two bridles, one was underneath the tub at the back door, the other was up the chimney piece, the plate stood on the shelf in his down stairs room; Mr. Chine took them away from my house.

Mr. Chine. I carried the bridle and the plate myself to the constable's house.

Mr. Webb. I should know them again if I was to see them.

Prisoner. I hope you will take notice of what I am going to say, Mr. Chine said, the constable took them, and the constable says, Mr. Chine took them; as to the blacksmith accusing me of stealing the plough share, it was himself that did it?—All the things were found on his premises.

Court to Webb. How came Mr. Baxter to know that his things were missing?—He searched the room by justice Biddle's order.

Q. What was the apartment you lett to him?—I lett one up stairs room and one down stairs room; these articles were found in his room.

Mr. Chine. The blacksmith came and told me that the man had offered him a plough share to sell for a penny a pound.

Mr. Webb. I thought you meant the bridles?—I did go and tell him of the plough share.

WILLIAM TONFIELD *sworn.*

I am a constable; I saw the plough share irons and fetched them away; the bridle was brought to my house afterwards, Mr. Chine brought them and a pewter plate likewise. I know they are the same that are now produced, they are all marked. (A bridle and the plate deposed to by Mr. Baxter; the plate by a swan and the bridle he had had five years, and the plough share deposed to as the same he had at his house. The other bridle deposed to.)

Court to Chine. How far is the house of the prisoner from the place where these things were taken?—About a mile and a half.

Prisoner.

Prisoner. On Saturday night, please your honour, the last Saturday night I was at work there, I had been at the pay table; I went up to Brent to buy a pair of shoes; I was coming home about half past ten, I overtakes my landlord, Richard Webb, and as soon as he heard somebody coming he throws this plough share off his shoulder, and he said, don't say any thing about it and I will pay you for it, and he set off 2s. for it off the rent; I helped him as much as I could; I was in liquor and could not assist him so well, there was another piece by the side of it, and that he worked up. When we came home to his own house, he stowed this plow share into the place called the pantry, and puts some wood on it. On Monday morning I went to work again as usual, on Tuesday I went again as usual, and was taken with the fit of the ague, and have been bad ever since. When I went up to Bow-street Chine paid me the part of the weeks wages that was due to me. I have no witness here.

Court. to Constable. How did you get the plough share?—I went to take this man and he produced the plough share out of his room, in another little room by; Webb told me he had put it in that room in the presence of the prisoner.

GUILTY. (Aged 29.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

141. ALEXANDER TOBIN and JOHN STANSON were indicted for feloniously stealing, on the 31st of December, two dimity petticoats, value 5s. a pair of dimity pockets, value 18s. two handkerchiefs, value 1s. the goods of Elizabeth Cotton; and two pair of

dimity pockets, value 18s. and four handkerchiefs, value 2s. the goods of Jane Cotton.

ELIZABETH COTTON *sworn.*

I live at No. 19, Great Russel-street; I keep the house; I am a mantua maker; Jane Cotton is my sister; the articles in the indictments were all lost from the yard, they were on a line; I saw them the 31st of December about seven in the evening, and I missed them about nine, it was Monday I saw them in my own house in the patroles, Flint's and Tobin's hands.

JANE COTTON *sworn.*

I am the sister of the last witness; I know the things were missing, and I saw them when brought into the house, the patrole brought them.

PATRICK FLINT *sworn.*

I am a patrole belonging to the parish of St. Giles's; the 31st of December about half past nine I and my partner were coming up Great Russel-street, we were met by a gentleman who informed us that No. 19, had been robbed of some wet linen, we went in pursuit of the linen, we went into a house in New-street, a private house, I found the prisoners and the linen in the rooms, it might then want a quarter to ten, Tobin sat on the bed side close by the fire, the other sat at another seat facing the fire, when I opened the door Tobin threw himself flat on the bed; I told my partner to stand at the door, I had a great suspicion that the things were in that room; I went into the room, and Stanfon he had two handkerchiefs and a pair of pockets in his hand, and he immediately attempted to put them under the fire place; I went to him and clapped my hand on his shoulder and stopped him before he got them under the place; I saw no more of Tobin than throwing himself on the bed, and the

the rest of the property lay under the bed on the floor that he lay upon; I brought away all I could find at the time; I produce all I brought away; I have put nothing with them.

Mr. Garrow. This room you searched was Stanfon's?—So I understand since.

Q. This young man Tobin lived at his father's at another place?—I don't know.

BARTHOLOMEW TOBIN *sworn.*

I am a patrol; I and my partner were coming down Russel-street, and we met a gentleman in the street who informed us of this robbery; my partner and I went to three or four different houses, at last we went to the house in New-street, and were informed by the man that keeps the house, we went up stairs, and went into a room, my partner went in before me, Tobin was on the bed, and the other was by the fire, and then my partner goes and stoops under the bed and took out a parcel of wet linen, and gave it to me; I put it under my arm, and then we tied them both together and brought them to the watch-house, we took them to No. 19 first, where they took the linen from, and two ladies came down and said, it was their property; from that we took them to the watch-house; my partner kept the things all the time; I don't know the things, my partner does.

Mr. Garrow. Do you know whose room it was?—The house belongs to one Carrell.

DANIEL TOBIN *sworn.*

I am a watchman; a little before eleven I went to the house in New-street, I found three handkerchiefs and a pair of pockets in the room, Carrell found them and he gave them to me.

JOHN TURNER *sworn.*

Do you know whose house this is in New-street?—I do not, I only came to attend the ladies.

(The things produced and deposed to.

Prisoner Tobin. I know nothing at all about them.

Prisoner Stanfon. On Monday night this young man and me went up stairs together, and the two women that were in the room had gone out, we met a man and woman on the stairs when we went in, we had not been in above five minutes before these two patrols came and took us both, they said, they wanted to look for a man; I asked them if it was either of us; they said, no; I was sitting by the fire and he was laying on the bed at the same time; the room does not belong to me, that man has sworn false as God is true; the room belongs to a woman that is on the town; there is always somebody or other coming into it; I am innocent of the affair.

JOHN TOBIN *sworn.*

I am the father of the prisoner John Tobin; I am a pavior, my son is a pavior and lives at home with me; I live in Crown-street, Soho.

Q. Had he any thing to do with the apartment in New-street?—I don't know; he asked me Monday night what work he must go upon the next morning? I told him and said, that he must go and seek for a labourer to help, accordingly he went and met with a man in Oxford-road; he wanted a man to wheel the barrow and throw stones; this was about seven o'clock; he went and found this man Stanfon; he had never laboured for us before; it is usual to seek for strangers for labourers.

Q. With respect to his meeting with Stanfon and going to New-street, do you know any thing more than

than you have told?—No, I don't; he is going of twenty years of age; he is a good son and an honest lad.

The prisoner Tobin called two more witnesses who gave him a good character.

Alexander Tobin not GUILTY.

John Stanfon GUILTY. (Aged 35.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

142. AUGUSTINE (a Mulatto) was indicted for feloniously stealing, on the 15th of December, a table clock, value 20s. the goods of Francis Le Brun.

(An interpreter .)

FRANCIS LE BRUN *sworn.*

I live in King-street, Golden-square; Augustine was not a servant of mine, he came from time to time, he went there to eat as I keep an eating-house; I lost a table clock the 15th of December, Saturday; I did not see the prisoner take it, I saw him there an hour after the clock was taken between eight and nine in the morning, it was brought by the pawnbroker; it was kept in my eating parlour; I had not seen Augustine in the house that morning before the clock was taken; I saw him about an hour after, he came into the house of his own accord, he came there generally as he used to do, to eat and drink, and I had no suspicion; it was a pendulum clock that I lost, which winds up every day, a table clock, it remained on the

chimney piece; the pawnbroker has the clock.

JONATHAN BAKER *sworn.*

I am a pawnbroker; I live in Berwick-street, Oxford-road; I know the prisoner perfectly, he has pawned things with me at various times, he pawned the table clock on Saturday the 15th of December between nine and ten o'clock in the morning; I gave a duplicate, he had 12s. on it; I asked him how he came by it? he said, it was not his, it was his father and mothers', they give it him to pawn; the owner came about three days after it was pawned; he said, he knew the clock, and I took it to the justice's, and have kept it ever since. (Produced and deposed to.)

Prisoner. I went to dine and breakfast with that gentleman, and I met a frenchman whose name is Mitchell, whom I had met several times at the prosecutor's, I met him in Portland-street, he had a clock, he asked me where I was going? I said, I was going to breakfast; the frenchman told me he had no money, and that he had had that clock and he was desirous of pawning it; he told me if you will pawn it for me I will be obliged to you; he came with me to the pawnbroker's and waited at the door; I went into the pawnbroker's and pawned the clock for 12s. I went out of the pawnbroker's and gave the frenchman the 12s. in the street; he told me to keep the duplicate as it expressed that when I carried back the 12s. to the pawnbroker's he would be entitled to it again; I put the ticket into my own pocket, Mitchell told me to do it; I lived eight years at No. 1, Holborn.

Q. Have you taken any pains to find Mitchell?—I don't know where he

lived, I had seen him several times at the place where we eat; I have not recollect any person particularly of that name.
nobody here, but if the court would send to No. 1, Holborn, the master would give me a character.

GUILTY. (Aged 26.)

Transported for seven years.

Court to Le Brun. Do you know a man of the name of Mitchell?—I can-

Tried by the second Middlesex Jury before
Mr. RECORDER.

[The second part will be published in a few days.]

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 9th of *January*, 1793, and the following Days;

Being the SECOND SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

MANOAH SIBLY,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

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THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

143. **R**ICHARD COX was indicted for feloniously stealing, on the 29th of December, two bars of iron, value 10s. the goods of Samuel Richards.

SAMUEL RICHARDS *sworn.*

On Saturday the 29th of December I lost my two window bars; I lost them from under the window about a foot from the front, they were the bars that fastened my windows; I went to the watchman on Sunday evening, and gave information to the watchman, and the man at the turnpike; and in the next morning the man was stopped with them.

THOMAS WHITE *sworn.*

I stopped the man with the bars, on the 31st of December about half after six Monday morning, the prisoner was the man I stopped; the bars were broke in thirteen pieces. (Produced. There were two fish women

going along and he was walking behind them with the bars tied up in a little flannel waistcoat. (Deposed to.)

Prisoner's Counsel. Pray Mr. Richards have you very attentively looked at these bars?—I have.

Q. How long were the different joints before they were broke in pieces?—I never made a particular examination; I believe the front of my shop is one eight foot and the other six.

Q. Do you pretend to know these bars from your long acquaintance with them?—From the acquaintance I have had with them, I should do violence to my conscience was I to say they were not mine; I know them from the general appearance.

Q. Do you think there is more or less than your bars would make?—I cannot particularly say.

JOSEPH FLY *sworn.*

I was the constable, I know nothing more about it.

Prisoner. I leave it to my council. I picked them up in the open street; I am a day labouring man; I live at Tottenham, I was born there, and have lived there all my life time.

The prisoner called three witnesses who gave him a very good character.

Not GUILTY.

Tried by the second Middlesex Jury before the Lord CHIEF BARON,

144. ISRAEL JACOBS and WILLIAM CARTER were indicted for feloniously stealing, on the 19th of December, three cotton gowns, value 1l. 1s. five check linen aprons, value 5s. three white linen aprons, value 3s. three cotton stockings, value 1s. 8d. the goods of Phillip Shiltman.

HANNAH SHILTMAN *sworn.*

I am wife of Phillip Shiltman, I live in Prospect-place, St. George's-fields, in the East, on the 19th of December, I lost three cotton gowns, five check aprons, three white aprons, and three cotton stockings, they were taken out of my yard; they were hanging up to dry, and the lines were cut away; I put them out to dry at three o'clock, they were gone about a quarter after five, they have never been out of my possession since that time; a quarter after five I was in the yard, and caught them, I heard the lines cut down, and I went into the yard; and caught them, and the prisoner Israel Jacobs pretended to throw them over the pails, but I prevented him; I found William Carter there, the other prisoner stood on the other side of the pails, I took hold of his arm, and hallooed out for my husband, and he wanted to get away then, and he got over the pails, but I never lost sight of him, till he was taken in the fields; they both ran a-

way together, I never took my eye off till they were taken; the things were never taken off the lines, he cut the lines, and were taking them all away, the lines and all, rolled up together in his hand; they are not my own property, I keep a laundry.

Prisoner Jacobs. Please to ask her whether I was not out of her sight when I was taken?—He was no.

Court. How near was Jacobs to Carter?—He was on the other side close to the boards.

THOMAS CHAMBERS *sworn.*

On the 19th of December, I heard a cry of murder and thieves for the space of a minute, I ran down to the bottom of my garden, I ran down between some potatoe heaps, and my workshop and saw pit, there is just room for a cart to go by, I ran down and there I met these two lads; I saw the prisoner, and stopped the prisoner Jacobs, and a man Arney stopped the other, they both threatened hard, and said they would cut our bloody livers out; I gave Jacobs into the hand of one of my men, while I went to get a constable, but he said there was no occasion, as they were thieves; when I came back again he slipped out of my man's hand, but we got him before he got ten yards; then we took them down to Shadwell office, and they were both committed to Newgate.

JOHN ARNEY *sworn.*

I was coming by the premises at the same time, I heard a cry of stop thief; I ran down towards the workshop, and I caught hold of Carter.

Prisoner Jacobs. I went to ease myself as it was an open place, I heard a great cry of stop thief, this man that pursued, hardly gave me time to button up my breeches.

Prisoner.

Prisoner Carter. I went to do my needs, and some men came in and said why did not you get farther, else I will make you, he walked down to the bottom of the yard, and I did not see him any more; and then this lady cries out stop thief.

GUILTY. (Aged 19.)

Imprisoned twelve months and publickly whipped.

Tried by the second Middlesex Jury before Mr. Justice BULLER.

145. ROBERT MOORE, and JOHN HARRISON, were indicted for making an assault on Joseph Sellwood, in a certain dwelling house, on the 23d of December, and putting him in fear, and feloniously taking from his person and against his will, a silver watch, value 40s. a steel watch chain, value 1d. a silver seal, value 2s. the goods of the said Joseph Sellwood.

JOSEPH SELLWOOD *sworn.*

I lived at Pimlico, I kept the public house, the sign of the Goat; when I lost my watch, which was the 23d of December last, it was as nigh twelve o'clock as possible in the night; my watch was in my pocket it was eleven o'clock very nigh when I shut my house up, I fastened my window and door, afterwards some body came and knocked at the door; I went to the door to know who it was, somebody answered it was me; I asked who was me, he said he was a soldier, and had begged leave of his serjeant to get a glass of gin; the night was severe, and I thought he was going on duty, and I thought it might do him good; I opened the door when he came in he did not like a glass of gin, he would have a pint of beer, he went out again presently, and he said don't fasten the door for I am going to fetch a grenadier to have a drop; he went out and I fastened the door, by

and by he returned and two more men, and after that, in a very short time this here grenadier came; there was then four in all, two were soldiers, and two in other clothes; after they were all in they had two pots of beer, one first, and afterwards another; the grenadier and these two in coloured clothes talked together about their work, they began then about the grenadier's cap, one of these two in coloured clothes, talked about putting his cap on, they said if they put it on, they should pay some beer, then they said they would put it on me, then they made an attempt to put it on me, and I got from them into the bar, they retreated again, and went up towards the fire in the same room; after every thing was still I went up to them, and desired them to go out of the house for it was very late, they said they would go, but they must have another pot of beer; I did not know what to do, I would rather not draw it; however, to keep quietness, I drew it; while they were drinking that, they began about this grenadier's cap, one of them put it on, and put it over my eyes, they shoved it hard on, and also they kept up my arms and worked me here very much indeed, and hustled me much about, I thought surely the blackguards some of you is a sodomite, rubbing me so much about that part, I never thought of my watch then; in a very short time they drank up their beer, and Robert Moore went out of the house first after they had loosened me, I got the cap off myself, afterward John Harrison went out, after that the other two more went out that were in coloured clothes, then I fastened the door again, I did not miss the watch till they were gone very nigh five minutes, they paid for their beer, the two men in coloured clothes paid for the two pots of beer, they had but two pots, one at a time, they did not insist on my giving them any beer for having the cap on, I went to bed, and did not do any thing till the next morning; when I went to

to one Mr. Townsend, and he went to the serjeant of the guards, and this man I saw on duty at the gates, at the queen's guard, Harrison; it might be eight or nine o'clock in the morning, he and I were ordered up to Bow-street about eleven o'clock, I went and stayed some time, but they did not come, and I went away; then another day we went and took Moore out of the ranks at St. James's, I can hardly say what day, I believe it was the day following.

Q. How happened it that you did not go back for them on the first day?—Why, they did not come when I stayed, but I find they did come afterwards.

Q. I want to know why you that had prosecuted this man, went home and and did not go to the guards to know why he was not brought?—I thought they would not come at all, I thought no more.

Q. And the next day, Moore and Harrison were both carried to Bow-street?—Yes, I went with them, I went to St. James's that time, I went with them, I went there because they were going on guard, and there we went to take them; it was Friday. I believe that we took them.

Q. What night was it they came to your house?—Sunday night, on Monday, Harrison was carried before the justice.

Q. Now you have been saying that it was the next day after that, that you took them from guard; now you recollect and say, it was Friday?—I am wrong, it was Friday.

Q. From Monday till Friday, what did you do?—I did nothing.

Q. How came that?—Because I was informed they were to be on duty that day by some soldier, I do not know who it was.

Q. Had you known Moore and Harrison before they used the house?—I knew them very well by sight, I knew one of their names, Moore, but I did not know the other

Q. Then on Monday, when you was at the guard, did you tell the serjeant that Moore was the other man?—I did.

Q. Why were they not taken?—The serjeant said, he would bring them both up to the office, he told me so, and Mr. Townsend was with me.

Q. Whether they were both brought to the office or not you cannot tell?—They told me so at the office the next day.

Q. How long had you seen your watch before?—I had my watch at the stroke of twelve, and pulled it out to shew them what o'clock it was.

Q. I went to know why you waited till the Friday that they should be on duty, without going again and having them taken up?—I was very ignorant of the matter, I was told by some soldier that I should catch them, and he did not know how I should catch them before.

Q. How long had these men frequented your house before this?—I had not lived in the house but four days, I had seen them at another house that I kept, they knew that I knew them, I dare say, as for Harrison he never laid hold of me at all, because when the other three came about me he was sitting down, and I heard him say don't hurt the old man, and according to his voice, he was where they were before they laid hands on me.

Q. Do you know whether there is any thing given if a man who is not a grenadier puts on a grenadier's cap?—They make it a forfeit among one another, I believe I have heard it said, it is a forfeit, but I never saw it done.

Prisoner Moore. Did you miss the watch as soon as we were gone?—I did.

Q. Why was the reason you did not make a complaint to the officer of the guard?—I did.

Q. Did not you give us a roll and butter to look for the other two men?—I did not.

Prisoner

Prisoner Moore. We went up to Bow-street, and Mr. Sellwood was gone, Mr. Sellwood never came to seek after us till Friday, when he came with the constable here, and I was in the ranks in St. James's, he pointed to the constable at me, and said that was one of the men, Mr. Townsend spoke to the colonel of the guard, and I was called out of the ranks, I went into the sutling house to the serjeant, and Harrison was on centry; when he was off centry we all went up to Bow-street, where he said, he did not think we knew any thing about it, but we knew the men that had done it, we were committed down to Tothill-fields, and came up for examination on Tuesday following, Mr. Sellwood said then we were innocent of the affair, and wanted us to be discharged, and Mr. Addington committed us down to Newgate.

Prisoner Harrison. He has been saying it was twelve o'clock when we went away, we were in the guard room by half after eleven; I went in first and had two pints of beer before this man came in, when I came back again, and we had one pot of beer first, and the other after, and we left these men behind us, the men I never saw in my life before; when I heard he had missed his watch in the morning, I went there to Mr. Sellwood, and he said he would give me any thing if I would go and find the two men, I asked him what I had to pay, I had had a pint of beer, and a roll and butter, and he said nothing at all.

Prosecutor. Please you, my lord, Harrison, is as innocent as a baby of robbing me; but I never said so of Moore.

The prisoners called two serjeants to their characters, who said they were honest men and good soldiers; and in the guard room that night by eleven at farthest.

Court to Sellwood. I would wish to know of you, whether Harrison and the two men came in as one company, or whether they came in one after another?

—They came in very nigh together, but Moore he came in after, he was the last, they all joined in one company, I understood them all to come in as one company, they never called for beer separate.

Q. Did you consider it as a joke, putting on the cap?—I thought they had done it for that; I resisted it at the first time, they did not get it done.

Q. Whose cap was it?—It was Moore's cap, it was taken off Moore's head before, it was then on the table; it was one of the men in coloured clothes, that ran after me the first time to put it on my head.

Both not GUILTY.

Tried by the second Middlesex Jury before

Mr. Justice WILSON.

146. GEORGE PLATE was indicted, for feloniously stealing on the 15th of December, in the dwelling house of Mary White, three ten pounds bank notes, and one twenty pounds bank note, the property of Mary White.

WILLIAM WHITE *sworn.*

I am son to Mary White, she lives at No. 4, George-street, Manchester-square, she is a widow lady of fortune; about three weeks ago, Mr. White discovered she had lost bank notes to the value of 170l. from a desk; she informed me of the loss she had sustained, my mother is not here, I only know that a considerable suspicion fell on the prisoner, on account of his conduct afterwards; we could not trace the number of the notes; in the evening of the next day, a little girl discovered in a prayer book that she took out of the drawers some of the notes, whereby we got 120l. the lad had given warning previous to the time the robbery was committed; he stayed till the day his time expired; we had strong suspicions for some

some time after he left the house; he stayed about seven or eight days after the notes were missed; on Thursday night I went to the office in Marlborough-street, and procured a warrant to take him, and we found him at his father's house in bed; he produce the key of his box, which was searched, and in a pair of my breeches pockets, we found two notes, which we suppose are two of the notes that were stolen, but I cannot be certain, as I cannot ascertain the numbers of the notes lost; he gave us the key, he gave it the constable, on being informed there was a warrant against him.

Not GUILTY.

Tried by the second Middlesex Jury before the Lord CHIEF BARON.

147. GEORGE PLATE was indicted, for feloniously stealing on the 2d of December, a silk waistcoat, value 5s. a pair of silk breeches, value 4s. two linen waistcoats, value 6s. a metal watch, value 20s. a pair of plated spurs, value 5s. &c. the goods of Michael White.

WILLIAM WHITE *sworn.*

This prisoner was a servant of my mother's and left her service about a fortnight ago; he had lived with her six months; there was a suspicion against him, and I got a warrant last Thursday; I had the key of the box of him, it was opened in his presence, in a room inhabited by his father and mother; I found several articles which indeed I had not missed, and did not know they were there, but I accidentally stumbled on a part of my wardrobe; in his box there was a black satin pair of breeches, a cross barred satin waistcoat, one cotton waistcoat, and another I believe they call muslinet; there was two coats which belonged to my brother; I had lost my shoe buckles but

them I did not find, I did not find my spurs then, but I did afterwards, I have lost six waistcoats in the whole, I only found two.

Q. In what capacity was he at your house?—He waited on us, he did every thing that was to be done.

Q. Did you use to give him your clothes?—I gave him one coat, I never gave him any of these things; finding these things in his box, we carried them to the office in Marlborough-street, and he was committed for trial.

WALLIN *sworn.*

I executed the warrant on the prisoner, I found him in bed, and I got this key of the box out of his breeches pocket; I opened the box, and found all the things in the indictment, but the watch, these three waistcoats, a pair of breeches and two coats; when he was fully committed, Mr. Conant told me to go along with the prisoner, to see if I could find the watch, the watch was buried under ground in little Welbeck-street, the corner house of Wimpole-street; I went with the prisoner, he said it was under ground, but it was not, it was up a water trunk, I let the prisoner put his hands up, and he pulled it out, he produced it to me. (The things produced deposed to.) There was three guineas and a half found in his pocket; the notes were found in these black breeches pockets, they are two ten pounds bank notes.

Prisoner. In regard that he says the notes were found in the black breeches pocket, they were not, they were found in a pair of kerseymere breeches pocket; — They were found in the right hand pocket of these black breeches.

Prisoner. The second thing he said that he took the key of my box from my breeches pocket, I took it out of my coat pocket; as to my defence, I am left without counsel or witness, I am left entirely at the mercy of the jury; I have

witnesses

witnesses to give me a character, but not knowing so suddenly of coming up to this court, I had not time to get them.

(GUILTY. (Aged 16.)

Transported for seven years.

*Tried by the Second Middlesex Jury before
the Lord CHIEF BARON.*

148. WILLIAM TRENFIELD was indicted for feloniously stealing, on the 22d of December, a pair of leather boots, value 10s. the goods of George Knowles, privately in his shop.

GEORGE KNOWLES *sworn.*

I am a shoemaker in Pall-mall; on the 22d of December, in the evening, I lost a pair of boots; I served the first regiment of foot guards, by contract, with shoes, they come with notes from their serjeant, and the serjeant pays once a month; this man brought a note for a pair of shoes, and he took this pair of boots away; he brought the note from Serjeant Eddins, in Colonel Perrin's company, in the first regiment of foot guards; he and another man came with him, whether it was he took the boots, or another man I don't know, he was a comrade of his; I believe he was of the same company, but I don't know the man, I don't know who took the boots; it appeared afterwards they went to pawn them; they were taken out of my shop, they hung across a chair, going home to a gentleman; we don't make any thing for sale, they had been worn once, they came back to be stretched in the calf; the men came in the afternoon, and I did not discover they were taken; till they were brought from the pawnbroker's Mrs. Davis's, which was two or three days afterwards, they brought them to my house by one of the constables of Marlborough-street office, to

know whether they were my boots, and they were.

MARY DAVIS *sworn.*

On the 22d of December, an old woman brought in these boots to pledge, into my shop, I had a suspicion they were stole; I detained her and them, and sent for a constable, and sent her to the watch-house, and she produced the prisoner at the bar; she said her name was Morrison, and when he came, he asked me how dare I to stop his property, which his uncle had bought him in the country; then I looked at his leg, and I found the boots would not fit by any means, and I told him his uncle had better bought him a pair of shoes that would have fitted him, than a pair of boots that would not, seeing him a common soldier, I was then convinced they were stole.

ELIZABETH MORRISON *sworn.*

On the 22d of December, I had been to sell a few rags, I had to go through two rooms, to come into my room, and that man, and two more was in one of the rooms; that young man asked me if I would go and pledge a pair of boots, that his uncle had sent him out of the country, he bid me ask half a guinea, I went to Mrs. Davis's and asked 10s. she said I had stole them, I told her I had not; I would produce the owner.

CHRISTOPHER SANDERS *sworn.*

I am an extra man, appointed by the police in Marlborough-street; Mrs. Davis came to me the 22d of December, and told me she had stopped a woman with a pair of boots; I went down and took her to the watch-house keeper, and from there I went with her to No. 6, Lawrence-lane, St. Giles's; she took me to the room where the prisoner at the bar cohabited with a woman, I asked him if he had sent these boots to pledge,

pledge, he said he had ; I went with him to the shop, Mrs. Davis's, he gave me a good deal of insolent language, and from there I took him down to the watch-house, and he gave account that he got these boots out of Worcester-shire, and gave 1l. 5s. for them ; he mentioned the name of the place in Worcester-shire ; we all agreed that these boots never could fit him, Mrs. Davis gave charge of the woman, and I gave charge of the man till Monday ; when we took him up to Malborough-street ; and then he said he bought them in Queen-square ; he was committed for a second examination ; the serjeant mentioned to the magistrate that very probably they might come from Mr. Knowles, as he had sent him and another to Mr. Knowles for a pair of shoes ; I took one of them and asked him if they were his property, and he owned them instantly ; on the second examination, when Mr. Knowles came forward to identify the boots, he seemed to say the other man stole them and gave them to him.

Prisoner. The serjeant gave me a note for a pair of shoes, and another man came down with me to get my shoes, and we came out of the shop ; I told him I was going to my work, says he, I will go up with you, it was very near nine o'clock ; and when we came there he pulls the boots out of his pocket, and asked me if I knew any body would pawn them, when the woman came in, I sent this woman ; I did not know he stole them, or where they came from, or any thing about them.

— EDDINS *sworn.*

I am a serjeant ; I have known the prisoner two years and a half ; I never knew any thing before of him, that was bad ; he was in my company.

GUILTY of stealing but not privately. (Aged 20.)

Imprisoned six months and fined 1s.

Trièd by the second Middlesex Jury before Mr. Justice BULLER.

149. WILLIAM JENKS was indicted for feloniously stealing, on the 2d of January, five yards of printed cotton, value 14s. the goods of Rachel Dawson.

JOHN DAWSON *sworn.*

Rachel Dawson is my sister in law, she lives at No. 29, Edward-street, Portman square ; on the 1st or 2d of this month, I was sitting in a small room behind the shop, Mrs. Dawson was in the shop, and one of the shop women was in the shop, the shop women had been taking the prints out of the window ; I heard the shop woman call out there was a thief ; it was about seven o'clock in the evening, I immediately came out and ran down the street, and took the prisoner at the bar, with this piece of cotton under his coat ; he was walking across the street, and the only person that was near, and the most suspicious person ; I followed him, and took him ; he struggled very much to get loose, I called out for assistance, he begged me to let him go, and told me that a guinea, or two would be no object to him ; I had then taken the piece of cotton from him, and had hold of him with the other hand, so I immediately took him back into the shop and I asked the shop woman if that was the man, and she said it was ; I took him to the watch house, and in his possession was found a knife opened. Mrs. Dawson keeps a linen draper's shop, and sells ready made linen. (Produced.)

— *sworn.*

I know it to be Mrs. Dawson's property, by two figures, 5 and a $\frac{1}{4}$; I marked it about the 24th of October, when we took stock ; I had seen it a day or two before, I cannot exactly say which.

Prisoner. I was coming from Paddington last Tuesday week ; I had been to carry some work, and coming down Edward-street, I saw a man, that this
L gentlewoman

gentlewoman spoke to, and I saw him coming from the door; as I came by I saw this parcel and kicked it before me with my foot, I picked it up and went to a light to look at it, and was walking away in a very peaceable manner, and this gentleman came and took hold of me; I told him if it was his property, I am very willing to go to his shop, when I saw what it was, I put it under my coat; please you my lord, I think a thief always runs away when he steals things, I was walking very seriously away.

GUILTY. (Aged 20.)

Imprisoned six months and fined 1s.

*Tried by the second Middlesex Jury before
Mr. Justice WILSON.*

150. MARY YARRELL was indicted for feloniously stealing, on the 24th of December, a silk cloak, value 30s; a diaper table cloth, value 1s: the goods of Elizabeth Hulme, spinster.

ELIZABETH HULME *sworn.*

I am a single woman; I lost a silk cloak and a diaper table-cloth from No. 6, St. Mary At Hill. I am a mantua-maker, I am a lodger; I live by myself; they were taken out of my sleeping room, three pair of stairs; I took the clothes up on Monday the 24th of December about one o'clock. I did not see the prisoner take them; she was coming down stairs with them, and her foot slipped, and I went out to see what it was, and it was the prisoner; I was in the one pair of stairs room, she coming down the two pair of stairs, fell against the one pair of stairs door; I opened the door and found her there. I sent for a constable and he examined her and found the cloak on her; she had just recovered her fall when I

opened the door and was going down stairs; one John Bird was with me, and he stopped her. I saw her examined by the constable, Mr. Wheeler; a silk cloak and a diaper table cloth was taken from under her cloak; I took the things, and have kept them ever since; I delivered them to the constable to day. (Produced and deposed to.)

JOHN BIRD *sworn.*

I am a fan piercer; I have a two pair of stairs room in that house; I was in the one pair of stairs at the time; hearing somebody on the stairs, I stopped her; she had got about half way down at the time I saw her, the table cloth she gave up, and the cloak was taken from her.

JOHN WHEELER *sworn.*

I am a constable, I was sent for, and I took the new cloak from the prisoner, I have brought this cloak, and this table cloth, from the prosecutor's house to day; they are the same she gave to me.

Prisoner. I have nothing to say.

GUILTY. (Aged 41.)

Imprisoned one month and fined 1s.

*Tried by the London Jury before
Mr. RECORDER.*

151. JOHN SHARP and SARAH WILSON were indicted for feloniously breaking and entering the dwelling house of William Clarke, about the hour of five in the afternoon, on the 14th of December, no person being therein, and feloniously stealing therein, four linen sheets, value 2l. three woollen blankets, value 1l. 10s. a muslin handkerchief, value 2s. a pair of womens leather gloves, value 1s. a man's flannel waistcoat, value 1s. a pair of silk and worsted stockings, value 2s. a cotton

cotton handkerchief, value 6d. &c. the goods of the said William Clarke.

A SECOND COUNT for burglariously breaking and entering the said dwelling house, about the hour of seven in the night, on the same day, and burglariously stealing the goods before mentioned.

WILLIAM CLARKE *sworn.*

I lived at the time I was robbed in Gibraltar-row, Bethnal-green Parish; I am a housekeeper; I have a wife; I have a house to myself; I lost my goods the 14th of December, I was out, I went out about eleven or twelve o'clock, as nigh as I can recollect, I left my wife in the house, I came home at seven o'clock or thereabouts, I came home before my wife, my wife came home afterwards, I found my door a jar, and the bolt thrown out to prevent the spring lock catching; I went in and observed the bed stripped of all the bed clothes; the house consists of two lower rooms, and one upper room; the bed was in the lower room; I found the bed clothes gone, and the pillows, two pair of sheets was gone, three woollen blankets, and a counterpane; I missed two green close bodied coats, two shirts, and two waistcoats, one a flannel waistcoat, and the other a cloth one, two pair of stockings, and some things of my wife's; I missed nothing above stairs, all was on the ground floor; when I went in, I found a halfpenny candle on the floor, that had been lighted, it was not my candle, it was brought there by other people, and some poison was thrown about the room, with an intent to poison the dogs, it was not there when I went out, nor when my wife went out; I lived there about six weeks; I know nothing of the prisoners, only the property that the officers detained them with belong to me.

FRANCES CLARKE *sworn.*

I went out about five o'clock, it was almost dark, I left the window bolted, and

the door double locked, the window has outside shutters, which bolt within, every thing was safe when I went out, I returned about seven o'clock, my husband came home before me; I lost a black silk cloak, a linen gown, a white muslin petticoat, a double muslin handkerchief, two ribbon sashes, one pair of gloves, and a book huffiff; they were taken out of the back room below.

Q. Did you look to see how the people had got in?—They came in at a back window that is on the stair case.

Q. What appearance was there that any body had got in there?—One pane of glass was broke, and they put their hand in and took out the staple, and that window was open when I came home, the window is almost one story from the ground, there is a wash-house underneath, and a water-butt, so they got on the water-butt, and then on the wash-house.

Q. Did you look to see whether there was any appearance of feet?—I did not.

Court to Mr. Clarke. Did you see how the people had got in?—There was the marks of somebody's feet on the water-butt; they had broken some of the laths of the railing which parts one yard from the other, the water-butt stands in the next yard close against the wall, from whence they got up to the wash-house apparently, and broke the pane of glass, and did the business, the wash-house being low.

Q. How did they get the double lock open?—They forced the screws out, one screw was forced out into the middle of the room.

JOSEPH BARE *sworn.*

I am a constable belonging to Whitechapel office, I produce some articles which I found, an huffiff, a blue sash ribbon, and two old shirts, a green corded waistcoat, and an handkerchief; I was out with the patrol, I met the two prisoners at the bar, the 14th of December, a little after eight, in a place called Osborn-street, Whitechapel, it is in the direct road from

from Gibraltar-row; I found this bundle in the woman's possession, she had it in her lap, they were coming towards our office, which is towards the church; these things are a bundle which the woman had, I stopped her, and immediately the prisoner Sharp said, these here things belong to me Mr. Bare, I was going to take them from her; I stopped her from suspicion, I had not heard of this having happened; then I took them both down to the justice's, and I asked them what the contents of the bundle was? he said, there was two shirts and the waistcoat, and the handkerchief in which they were tied in belonged to him; then I took and examined the bundle prior to bringing him in before the magistrate, and I seeing this huffish in it grounded my suspicions, that they were not his; I told the justice to ask him whether there is any thing else in the bundle, he said no, there is not. then I charged him on suspicion of stealing these things, and they were committed for examination to Tuesday; this was late on Friday night; on Sunday morning I sent an advertisement, and put it into the paper, and the prosecutors came and claimed the things. (The things deposed to.)

Prisoner Sharp. Mr. Bare stopped the woman as I was going home, I asked him what he was a going to do with the woman, he said, I was a party concerned, and he took me to the magistrate, I did not claim the things; I live in Church-street, Whitechapel, I work on the Keys at Billingsgate.

Prisoner Wilson. I was going home that same time, and I met this young man, and he asked me to carry this bundle home for him, and I said yes, I don't know the reason why he asked me to carry it; I live in Cable-street, near Wellclose-square, I have nobody to speak for me, the person I was to get is very ill.

John Sharp, GUILTY on the second Count. **Death.** (Aged 56.)

Sarah Wilson, Not GUILTY.

Tried by the second Middlesex Jury before the Lord CHIEF BARON.

152. **LAVENDER WALL** was indicted for feloniously stealing, on the 6th of January, a pewter quart pot, value 1s. 2d, the goods of Martha Berwick, and

MATTHEW CROCKER was indicted for feloniously receiving, on the same day, the said goods knowing it to be stolen.

MARTHA BERWICK *sworn.*

I keep the Golden Hind, Little Moorfields; I lost a great many quart pots, the constable brought this pot to me, and I know it is mine, he brought it to me Sunday the 6th of January, my name was on it, and the name of my house; I have kept that house nine months; I bought these three months ago, I bought a great many then, and one dozen of these sort of pots, that this constable brought me.

Q. Can you tell us for certain whether you missed one of these pots?—I cannot, I missed a great many, but I cannot say out of that same dozen, I had never sold any of those pots.

RICHARD TIPPER *sworn.*

I am street keeper and patrol of Houndsditch; on Sunday evening the 6th of January, between six and seven I saw the prisoner Wall coming up the street, and I saw him turn round Gravel-lane, I observed he had got something under his waistcoat; this might be a quarter of a mile from the prosecutrix's, I stopped him and asked him what he had got? he said, he had got a quart pot, it was underneath his jacket, he told me his mother gave it him; with that I asked him where he was going to take it, he said, he was going to take it into Petticoat-lane to sell it, I let him go, and he took it to Mr. Crocker's house, he told me what house he was going to; I know the prisoner at the bar, because he is a ward constable, he keeps an old iron shop; the boy went in and sold the pot, the boy was in my custody when he sold it, I stood at the door, he sold it for 6d. I did not see him sell it, because there was a bit of a screen; the boy came to

to the threshold of the door, and I went in, and asked Mr. Crocker what he had done with the pot that the boy brought in, and he was very much alarmed with that, he was sitting near the fire, and between him and the fire place he put his hand round, and gave me the pot, the pot was between him and the fire place, in the same state it is now in, not melted or any thing; I told him he ought to be ashamed of himself; the boy told me he gave him 6d. in his presence, and there was a woman there took the 6d. from him; I don't know what the value of the pot may be.

Q. This 6d. may not be then very much below the mark for an old pot?—I don't know.

Prisoner Crocker. I wish to ask him whether he did not keep the boy at the Nag's Head, in Houndsditch, and offered him money to tell him where he was going with the pot?—I offered no money, the boy told me voluntarily; I knew very well it was a suspicious character where he was a going to.

Q. Pray did the boy tell you he was going to sell the quart pot at one Crocker's?—He did not say he was going to one Crocker's first, but to one Freer's to the best of my knowledge, but I knew the house, and I knew it was Crocker's; I know every house in the ward; I told the boy to go where he was going to sell it.

Court. Did you take him into the Nag's Head?—I did.

Q. How long did you detain him there?—Not above half a minute.

Prisoner Crocker. Did not you take him to another house?—I did to get Box, another officer.

Q. Was the constable in bed or up?—I was not up stairs.

Q. Did not you detain him till Box got up, and then you all came together?—The boy went up first and I followed him.

Q. How came you to take the pains that he should go with you then and not to bring him here now?—Because the alderman did not think it necessary, and besides, my Lord, there are back doors, and that was the reason; Petticoat-lane is not a very agreeable place; he was to have been sworn in the next day as ward constable, he is not sworn in now; I have kept the pot ever since. (Produced and deposited to.)

Court to Prosecutrix. What is that pot worth?—We give 1l. 2s. a dozen, the maker said it was worth 1s. 2d.

Prisoner Wall. I was playing in Little Moorfields, and I saw that pot stand by in the street among more pots in a string, the pots were taken away and this pot was left, and this man when I went to sell some old iron bars, said if I could get any quart pots, or any thing of that sort, he would buy it of me.

Prisoner Crocker. I have no interest in the shop, nor did I buy it, or pay for it, I have another employ to get my living.

Court to Tipper. Did you examine the boy, and see that he had the sixpence?—The woman that is Mr. Crocker's servant I believe, took the 6d. from the boy as soon as he came in the second time.

Q. I want to know whether you got that 6d. of the boy?—I did not; while I went back to Crocker, the woman stopped the boy, and took the 6d. out of his hand, the boy was in the shop all the while I went to Crocker, I did not see her do it, only what the boy told me; I would have apprehended the woman, but only he begged and prayed of me not to do it, and I thought it was enough to take him.

Prisoner Crocker. I had witnesses here this morning, but I was told the indictment was not found.

Wall's mother was called, and she said, he lived at home, worked in the cotton

cotton way, and a'ways had been a good boy.

Both Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

153. JOHN CONDRY was indicted for feloniously stealing, on the 15th of December, three callico shawls, value 9s. the goods of William Harvey, privately in his shop.

WILLIAM HARVEY *sworn.*

I am a linen draper at St. Botolph Aldgate; I lost three callico shawls, on the afternoon of the 15th of December, between the hours of two and four; the prisoner came into my shop, we having several customers at the time; he was there some time, before any person attended him, there might be four or five people in the shop, besides our own people; I saw him, I did not know whether he might not have come in with some one that was in the shop, at last he asked to see some silk handkerchiefs which I shewed him; he had a very good blue coat on at that time, I shewed him some handkerchiefs, which I asked him 4s. 6d. a piece for, he offered me 2s. 6d. I told him I thought he did not want to buy; he turned from the counter, to go to the door, and I followed him; as he was on the step of the door, I observed his hand in his pocket, as if pushing something in his pocket; I took hold of his arm and I said, my lad have you got something there, he replied yes, and produced one of my shawls out of his pocket; I took him back into the shop, and sent for a constable, when the constable came, he took him out of the shop door, before he thought to search him, and he brought him in again; on searching him, he found two more callico shawls in his pocket; I saw them taken out by the constable; ther first shawl has

the private mark of our shop upon it Y, and a stroke, and then an R; the other two shawls had not that mark on them, but we have the corresponding patterns, which were on the wrapper, which was on the counter at that time; I did not see the prisoner near the wrapper at any time; we cannot tell whether we missed any of these things; but one that was taken out of his pocket, was the only one we had of the pattern.

— CHILD *sworn.*

I was the constable that was sent for, I examined the prisoner, and found two shawls in his left hand pocket; I have had them in my possession ever since. (Produced and depofed to.)

Count to Mr. Harvey. How many servants might be in the shop besides yourself?— One.

Q. Had you any suspicion at the time?— Not till I saw him going out.

Q. Is the servant that is in the shop here?— He is not.

Q. Is 9s. what you gave for these shawls?— It is rather under what I gave for them.

Prisoner. I was not above a week in town, I came from America, I asked for an handkerchief of about 2s. 6d. and he desired me to wait, at last he shewed me one for 4s. 6d. and I told him I would give him 2s. 6d. I was coming out and I found a bundle just at the door, I thought it was the two womens that went out before me, I picked it up, and put it in my pocket, and this gentleman called me back, and sent for a constable, I was looking out for a vessel to go home to my people; I belong to the Triumph of Cork.

GUILTY of stealing privately to the value of 3s. (Aged 13.)

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER.*

COVENTRY

154. **COVENTRY HARBIDGE** was indicted for feloniously stealing, on the 21st of December, two Stafford Bank promissory notes, value 5l. 5s. each, two ditto of Wolverhampton Bank, value 5l. 5s. each, two ditto of Birmingham Bank, value 5l. 5s. each, and a Stafford Bank note, value 10l. the said several notes being the property of Thomas Oteley.

(The Case opened by Mr. Garrow.)

THOMAS OTELEY *sworn.*

I was nineteen last October, I am a japanner; I lived in Mary-Ann-street, Birmingham; when I first became acquainted with the prisoner at the bar; I got acquainted with him at a wake at Deritend; we went to play at ball after dinner, about a fortnight after I left Birmingham; the second time I saw him, he asked me if I had not a legacy of 400l. left me? we were then going along the street, this was about two days after we met the first time, we met at one Mr. Ratcliff's in Birmingham; I told him yes; he said it was a very pretty thing, and about a fortnight after I came to London, the prisoner went up to London and took his wife with him, and came down again, and sent to my father one Sunday morning; I was in bed, this was about a fortnight after I first saw him; I went to him, to the sign of the Ring of Bells in Birmingham; he asked me to go to London with him, he said, I could do better in London than what I could there; I told him I did not chuse to go to London, I could get myself two guineas a week, and I would rather stop where I was; he said, I could do better in London, and he would pay my passage up, so accordingly at last I agreed to come up with him, we came, and he went and took a house at Kensington; he asked me to do him some work; he said he would buy some trays

if I would work them, I told him I should go and work for Mr. Strickland; he bought one tea tray first, and I japanned it, and he took it out, and then he bought two, and I japanned them, and then he bought double the quantity; I japanning, and he selling; he told me he would make me amends after Christmas; when Christmas was coming he asked me to go down to Birmingham; this was about a fortnight before Christmas, to receive this money; he said he had a legacy also to receive at Coventry, and he would go with me to receive my legacy; we went, and when we came to Coventry, he left me about half an hour; he had previous to our going, wrote a letter for me to copy to my father, to know when the money was to be received. My father sent me word up that he would send me word, when he had notice to go to receive it; my father's answer returned before I left London; when I got to Coventry he left me about half an hour, he said he was going to speak to one Mr. Wilmer, about his 200l. legacy, when he came back he said Mr. Wilmer was not certain whether it was due to him or not, he should consult his attorney; we went from there to Litchfield, and stopped there one night, and then we got to Birmingham we went to the Saracen's Head; he slept there, and sent me to my father to ask about the legacy, and not to tell him that he was in town; my father knew him, but my father did not know he was come to London with me for certain; I went to my father and I slept there all night; I asked him, if he knew when the money was to be received, he told me the next Friday, then I came to the prisoner, at the Saracen's Head, he told me not to stop at Birmingham, says he, we will go to Litchfield; we went to Litchfield and stopped till Thursday; he said he did not like for any body to know that he was down there; I did not enquire the reason; I heard

I heard from the prisoner's representation, there had been a quarrel, between the prisoner and some people at Birmingham, I knew not that myself; on Thursday we returned then to Wolverhampton, where the legacy was to be received, and I met my father at Wolverhampton, and we received the 100l. on Friday; we put up at the sign of the Bell, at Wolverhampton, and my father was appointed to meet me at the Angel, the prisoner gave him that direction; I met my father in the street just by the inn, and my father told me the money was to be received a fortnight after that Friday of the executor, for he had not got all the money in; the prisoner sent, he wanted to see my father, I brought my father to him, at his inn, at the Bell; he said to my father it would be useless my staying any longer on expence, that he was going to London, and I should go with him; and wanted him to ask the executor to let me have the money before the others; my father and the prisoner went to the executor, and the prisoner asked the executor to let me have the money, the executor took him for an attorney; the prisoner told me so, that the executor thought he was an attorney, he at first desired to have my whole 400l. then he asked to let me have 200l. and then he asked to let me have an 100l. we got that, my father gave him a note of indemnity, it was paid in 18l. cash, and the rest in country Bank notes; one of 10l. and the rest five guinea notes, they were of Birmingham, and Wolverhampton, and Stafford Bank; him and my father, and me, we then went down to this Bell inn, and the prisoner went out to get a sixpenny stamp for me to give my father a receipt for the 100l. and he wrote a pattern for me to write a receipt upon; I copied that, and my father gave me the money, and my father came with me as far as Bilson, about three miles from Wolverhampton;

the prisoner told my father, that he was going to Birmingham, and he would take my father home to Birmingham; my father said he would go as far as Westbury, and there he would sleep; the prisoner told my father he was going strait down to Birmingham, my father expected to see him the next day at Birmingham, at his house; but instead of his going strait there, the prisoner drove off towards Litchfield, and we slept at Litchfield that night, he told me he would go to Birmingham then, but instead of that he drove off to London; in the road he stopped at Coventry, and was gone about half an hour, he said he went to Mr. Wilmer, and said that Mr. Wilmer said that the money was come due, and he could pay him some time in February, we arrived in London about the 19th of December; the next day I took the horse to the Spotted Dog in the Strand, I left it there, I did not go home that night, me and my two fellow apprentices went to the play; the next morning I went to see my uncle, and this prisoner was at my uncle's; my uncle lives in Cloth Fair; the prisoner called me out, and asked me to lend him 30l. and said he would pay on Saturday, and he gave me a note for it, I have got that note here. (Produced.) I told him I should go out of town to Birmingham on Friday, he said I might as well go back to his house, and stop till I went out of town, it would be expensive to stop in town; I went back to his house; this was Thursday evening; on Friday morning, he says to me Tom, give me those notes; and I will go over to Mr. Stenson's, and get them cashed for you, you will rip them or lose them, or some mischief or another with them. Mr. Stenson lived over the way facing the prisoner's house, he is a mercer, I gave him the notes; six five guineas and two 10l. notes, all of country Banks; they were those I received in the country, of what particular

particular Banks, each were I cannot tell I delivered them to him, to get them cashed.

Q. Did you expect he would give you cash, I did; I parted with them to receive the cash; he brought me back the cash for a 10l. about a quarter of an hour after, he said Mr. Stenson had got no more cash, this was about nine or ten on Friday morning, he said he would cash the remainder in town; I went with him to town, because I was going to dine with my uncle about one o'clock in the afternoon; I saw him again about nine o'clock at night, at his house at Kensington; I asked him for my notes, he says what notes? I never had any notes of you, nor nothing do I owe you, and nothing will I pay you; we quarrelled that night; on Saturday morning we got up and breakfasted, I did not speak to him then, but I went and spoke to him before he went out; he went out, and I went into the yard, I heard him say he was going to a neighbour's house for whom he had a tea urn to Japan, I stopped in the house about half an hour, waiting for him to come in, he did not come in, I went to this neighbour's house and asked for such a person as he was not there; I came to London to my uncle; I heard of him the Tuesday night afterwards Christmas night; he was advertised in the paper.

Q. Did you receive any letter after he left Kensington?— One Mr. Charters did make an appointment, at a particular place for the purpose of receiving the money.

(The letter read by the Clerk.)

Q. Did you attend at that place?— I did.

Q. Who is Mr. Charters?— He lives in the same house with my uncle. I went at eight o'clock that morning ac-

cording to the appointment of the letter, and a broker's cart was at the door, he had sold all his goods; I did not see him till the Saturday following I believe; at the time I gave him these notes, I gave them him for no other purpose than for him to get them changed.

Mr. Knowles. It is three quarters of a year ago since you first became acquainted with this man?— Rather better.

Q. I think you told us that in about two or three days after you became acquainted with him, you went to London with him?— About a week.

Q. When you went to London you worked for him immediately almost?— For a week or so.

Q. You continued to work for him to the time you went to receive this legacy?— Yes.

Q. You cannot be mistaken as to the time, not materially?— No.

Q. Therefore of course, if you have said it was not three months since you was first acquainted with this man, that cannot be right?— It was rather better than three quarters of a year I believe; it is more than three months, but I cannot be sure to the time.

Q. How long was it after you first became acquainted with him, that you first worked for him in London?— Some where about three weeks, I am not positive to the time, it may be a month.

Q. You have never represented it any otherwise?— Never have.

Q. Therefore you could not say it was only three months?— I don't mean from this time, it may be more than three months from this time I left Kensington, that I was acquainted with him.

Q. Therefore it could be about three months ago you first began to work with him?— It was what they call Desistend wake, that I first saw him.

N

Court.

Court. Do you know what month Deritond wake is in?—I think it is a week before Michaelmas, we were in London a week before he took this house at Kensington, and there was a quarter's rent due at Christmas.

Mr. Knowlys. How do you know there was only a quarter's rent due at Christmas?—He had been in the house only a quarter.

Q. You went to Birmingham together?—We did.

Q. The prisoner was desirous that, your father should not know he was there, he expressed that desire?—He did.

Q. But at Litchfield he went to your father?—No, sir, it was at Wolverhampton, he told me to bring my father to him.

Q. He desired you to bring your father to him at Wolverhampton, then your father knew that you had journeyed together?—No.

Q. Your father and he went to this executor's?—We did.

Q. What was his name?—His name is Bird.

Q. Is he here now?—He is not.

Q. Did you desire him to come here?—No.

Q. Can you tell us what number of notes he paid you?—Eight five guinea notes, and four 10l. notes, and the remainder in cash.

Q. Did your father see them paid to you?—My father received them of the executor, and I received them of my father.

Q. Is your father here?—He is not.

Q. Therefore we must take it all from you, for there is no other person here that was present at the time.

Q. Your father knows of this prosecution?—Yes.

Q. What time did you set out from London when you went to Wolverhampton?—The 18th or 19th of December.

Q. You say you worked for Mr. Strickland?—No, I did not, I worked for Mr. Strickland about half a year ago.

Q. Did you go to the play?—I did.

Q. Did you carry these notes about you?—No, I left them at a person's house who is a witness.

Q. Did you ever say that you lost something there?—No, never.

Q. You left Mr. Strickland with his approbation I take it for granted?—No, I did not.

Q. Did he know of your leaving him?—He did not, I left him because he would not give me my price for my work; when I first went to work for him, he said, every one in the shop allowed him 4s. in the pound, and he had the articles drawn up for that purpose, and I found he had cheated me, and he had deceived me, for there was not above two or three in the shop that gave him that.

Q. Did you ever hear of the nature of the complaint Mr. Strickland had against you?—I heard a complaint, he sent a letter down to Birmingham, he sent word that I had stole the patterns, but it was patterns that my father had sent me up, and I took them down with me again.

Q. Did you ever hear of a constable having a warrant against you at Birmingham?—I did not.

Q. Recollect Mr. Strickland is here, and I shall call him. Do you know what the notes were that you gave the prisoner to change?—I don't know what particular sort they were, there were six five guineas, and two ten pound notes.

Q. You lent this man 30l.?—I did.

Q. When?—On Thursday the 20th of December.

Q. When was it you lost the notes?—I did not lose the notes, I gave the notes for him to get cash for them.

Court. In what manner did you advance him the 30l.—I gave him two ten pound notes, and two five guinea notes, 30l. 10s.

Mr.

Mr. Knowlys. On Saturday the money not being paid you desired Mr. Chater to apply to him?—I did.

Q. That was all then you desired Mr. Chater to do?—I told my uncle and Mr. Chater, all about this business of the other notes, and Mr. Chater advised me to ask him for the 30*l.* first.

Q. Do you know Mr. Benson.—Yes.

Q. Have you ever had any conversation with Mr. Benson on the subject of the riots at Birmingham?—No.

Q. You never represented any thing that you have done there?—No, I have never done any harm there.

Q. You never was engaged with the prisoner in any partnership in this business?—No.

Mr. Garrow. Did the prisoner ever pretend there was any partnership till after he was in custody?—No, not till after he was in custody, he told me he would satisfy me after Christmas.

Mr. Knowlys. You never found any of these notes?—No, not since he has had them.

CHRISTOPHER KENNEDY *sworn.*

I had an order from the magistrate to search the prisoner, I went to him, and searched him, but found nothing on him, his words were that he never had any notes, except what he gave him the 30*l.* for.

THOMAS SOCKETT *sworn.*

I am uncle to this young man.

Q. Did you ever hear the prisoner say any thing about these notes?—No.

Q. Did you ever hear your nephew say any thing to him about them?—Never.

Q. Was you present at Bow-street?—I was, the prisoner there by his counsel.

Q. Did you hear the prisoner himself say any thing?—I did not.

Court. Was there any conversation at Bow-street between your nephew and the prisoner?—No.

Prisoner. I leave it to my counsel.

EDWARD STRICKLAND *sworn.*

I live in St. John's-street, I am a coach-maker and japanner, I employ from sixty to eighty men.

Q. Was the young Otely at any time in your service?—He was about five months with me.

Q. Was he a weekly servant or how?—When he first applied to our manufactory he was in a deplorable situation, he came as a journeyman for the first, second, or three weeks, after which time he wished to be articled for three years; it was his own desire, he behaved in a very base manner indeed.

Q. Is he such a lad that you would believe on his oath?—I would not.

Q. Did he leave your service or did you turn him away?—He left our service without our knowledge, him and another young fellow stole several patterns which was a material consequence to our manufactory.

Q. Did you take any means to find out this young Otely?—I applied to know if any one had seen Otely cut them patterns, I had a warrant against him, advertised him in the Birmingham papers, I did not succeed in finding him out till about a month ago, I overtook him in St. John's-street.

Mr. Garrow. It is very possible you can help us to the date when you applied to get this warrant?—No I cannot.

Q. Then I can help you to it very soon; on your oath, was it not on the very day the prisoner was under examination?—It was not; there was two warrants, one to apprehend him in Birmingham, that was some time about May or June.

Q. Before whom did you make that information?—Before justice Clarke.

Q. There was another warrant as a runaway apprentice, the day the prisoner was examined?—There was.

Q. Did

Q. You had forgot the charge of felony then.—The young fellow that was in the office is ill in Birmingham infirmary.

Q. Who invited you to make that charge that day?—No body invited me but what is just.

Q. Then just or unjust who invited you to Bow-street?—No body.

Q. Did not the prisoner send for you to come there and make the charge?—The prisoner sent for me.

Q. Don't repeat the question, answer it.—Give me time to recollect myself; the prisoner acquainted me that he was in custody, on the charge of Otely, and that if I wanted an opportunity of making him my prisoner, then was my time.

Q. No body invites me but what is just; the prisoner did tell me that he was in custody, on a charge of Otely, and that if I wanted an opportunity of making him my prisoner, then was my time. Mr. Strickland, when was it you had that invitation to come and do what is just, perhaps you have got the letter in your pocket that he sent to you?—No, I have not, he sent a verbal message.

Q. By whom was it sent?—I don't know to my knowledge.

Q. Will you swear you have not seen him to day?—I will.

Q. What might be the message?—That Mr. Harbidge was a prisoner, and that I wanted an opportunity of finding Otely, I might meet him there on his examination.

Q. Did you produce the warrant at Bow-street, you had taken out before?—No, it is in the country.

Q. On your oath, did you even hint at it?—I did to the clerk, I wanted a warrant for both felony and as a run-away apprentice, but I could not bring the young man that see him put the patterns in his handkerchief.

Q. And so he refused the warrant; do you know the clerk's name?—I do not.

Q. How long have you been acquainted with the prisoner?—I believe he has been at different times at our manufactory for three, four or five months, I don't know what way of life he was in.

Q. Did he ever sell you any goods?—No.

Q. What is the reason on which you say you would not believe this young man on his oath?—Upon account of his misconduct in our manufactory, his conduct was so base, damning and blasting his eyes and limbs, and instead of attending to his business six days, he used to attend to it three; and many other things, his behaviour in every part whatever was bad.

Q. Perhaps one might help you, perhaps he might represent to you, that you ought to allow him 4s. in the pound more. What was the money that was stipulated?—He was paid on common prices.

Q. Have you the articles there?—I have.

Q. Produce them; was that twenty per cent. the usual article in your manufactory?—It was.

Q. Will you venture to swear that five made you an allowance of twenty per cent. in December 1791?—I think I could say ten did.

Q. Will you swear that you believe five out of sixty made you that allowance?—I will swear nothing but what is fact; there is not above twenty in this line.

Q. Will you swear that you believe that out of the twenty there were five that allowed you twenty per cent?—I think I could swear there were ten.

Q. Did not the young man make that representation as I have before stated?—He cheated besides, he borrowed money and never paid.

Q. Of whom?—Of me.

Q. What more than the twenty per cent. Mr. Knowlys. The reason that you made no complaint of felony against him was

was because a material witness was ill in Birmingham?—He was, or I would have sent for him up.

JOSEPH BENSON *sworn.*

I am foreman to Mr. Edward Strickland, Otely was under articles to him for three years, he was there five or six months, he behaved himself very well for three weeks or a month, but after that he behaved in a most ridiculous manner, and corrupting the boys in bad language.

Q. Did he keep to his hours?—No.

Q. Would you believe him on his oath?—I would not believe him in any shape, I never saw him steady in my life.

Q. Any other reason?—I believe he was concerned in taking a great many patterns, I know a great many patterns were missing, I missed them myself, I am the person that takes care of them.

Q. Pray did he ever say any thing to you about the riots at Birmingham?—He told me he was concerned in pushing out the pulpit in the old Meeting house at Birmingham, he used to go on in that strange manner; I assisted in pushing out the pulpit at the old Meeting house, he used to swear Church and King.

SAMUEL WOOLLEY *sworn.*

I live in Piccadilly; I am a cutler and hardwareman, I have known Harbidge from the beginning of November last, I really cannot say any thing of his character, he has brought goods to my shop.

JOHN FULLER *sworn.*

I have known him about four or five months, I have not known him enough to be able to give him a character, he has bought goods of me.

Mr. Garraw to Sockett. How long have you known this young fellow your nephew?—About three years, I have not

had an opportunity of forming a character of him.

GUILTY. (Aged 43.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Justice BULLER.

155. **WILLIAM HUDSON** was indicted for feloniously stealing on the second of January, five cotton night caps, value 5s. two pair of cotton stockings, value 1s. two linen waistcoats, value 2s. a pair of cotton drawers, value 1s. the goods of William Anderson, Esq.

sworn.

I am a servant to Mr. Anderson, these things were taken from the garden, I did not see the prisoner take them, they were missing the third of January, last Thursday, I saw them there last on Wednesday, and I missed them next morning about eleven o'clock, I saw them since in the patrol's hands, John Scandal.

JOHN SCANDAL *sworn.*

I am a patrol, I produce the linen, I got them from one Mr. Birk's, Dyott-street, St. Giles's, the prisoner at the bar was there; as I was coming across the end of Monmouth-street, I met a woman at the corner of Dyott-street, who gave me an information of the prisoner at the bar, accordingly I went into Mr. Birk's, and the prisoner was in bed, Birk told me he believed there was a thief in the house, I desired Birk to shew me a light, and to shew me where the thief was, I went up to him and desired him to get up, and he did, Mr. Birk had the bundle, and he demanded the bundle, the things were all wet and frozen, Birk keeps a lodging

lodging house; he came down stairs when he was dressed, he had left the bundle in the care of Mr. Birk; I was not present when he came into Mr. Birk's, I was present when he claimed the bundle of Mr. Birk, and Mr. Birk gave it to him; as I was taking him to the watch-house from there, I asked him how it came there, I took it from the prisoner at the watch-house, taking him to the watch-house I told him if he would tell me where they did come from, I would let him go, and he declared before the justice that he took them.

Court. That is not evidence now.—I have kept that bundle from that time to this. (The bundle produced.)

EDWARD NEWMAN *sworn*

I am a house-keeper in the parish of St. Giles's, I was out the third of this month, between eight and nine o'clock on the duty of a patrol; I went to Birk's house, the prisoner asked for his bundle, I heard him, Birk gave it to him, and asked him was it his property? he said it was; this bundle I left in my partner's care. (Deposed to.)

Prisoner. I left some things at Mill-hill at the woman's where I lodged; I went to Brent, from there with a message, and had two shillings for my journey; I went back to Mill-hill again for my things, and when I came there, they were gone to bed, I did not call them up, I stopped about, and I found these things under the terrace in Mr. Anderson's garden.

GUILTY. (Aged 23.)

Imprisoned three months, and publicly whipped.

Tried by the second Middlesex Jury before Mr. RECORDER.

RICHARD HERBERT otherwise **ALBERT**, was indicted for feloniously stealing on the 27th of December 80 pounds weight of lead, value 8s. belonging to Nathaniel Joyce Crumpton, affixed to a dwelling house.

JOYCE CRUMPTON *sworn.*

Nathaniel Crumpton is my husband, we do not live together.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. RECORDER.

156. **WILLIAM JACKSON** was indicted for feloniously stealing on the 8th of January, a pair of velveret breeches, value 4s. the goods of James Sharp.

JAMES SHARP *sworn.*

Last Tuesday afternoon, the Prisoner at the bar came into the shop, and asked to look at some waistcoats, I shewed the prisoner at the bar three or four, and then he asked to look at some breeches, I shewed him some, the prisoner after looking at a few pair tried two pair on; after that he gave them to me, and says, put these two pair of breeches by, I shall have one pair of them; then he put his own breeches on, and came and looked at the breeches by the light, and then he said he would give me no more than half a guinea for them; then the prisoner stood at the door a few minutes, and says he, I am sorry I cannot deal with you, as I have given you so much trouble, and he walked out of the shop for about six yards, and I collared him and brought him into the shop again, I told him I thought he had got a pair of my breeches in his breeches, he seemed quite alarmed at that; I told him if he did not unbutton his breeches

I would unbutton them for him, he took and unbuttoned the two flaps, and pulled his breeches down, and I saw my breeches; I called to my wife and said here is a man got a pair of our breeches in his breeches, and then I sent for a constable; I took him and the breeches to the Rotation-office, and the constable had them till yesterday about ten o'clock, when the constable gave them to me; I had no mark on them, no more than the shop mark; the shop mark is not a mark of my making, it is to tell the size they are, what we call a long four's, it is the man's mark that supplies me with breeches; I am certain they are my breeches, but I could not miss any, I have got several dozen pair in the shop.

2. Then the shop mark is put on by the man that sells them to you; does not he put on the same mark to different shops?—He does.

2. Is it not possible for the man to have bought these breeches at another shop with that mark?—Yes, it is possible, but it is very improbable; when I was pulling the breeches out of his breeches, he said don't, don't, that was all he said.

Prisoner. I was in liquor. —He did not appear to be so.

SARAH SHARP *sworn.*

I saw the breeches taken out of the prisoner's breeches.

Prisoner. What did I say first when I came into the shop?—He said he wanted to look for some waistcoats and breeches.

Prisoner. When I went into the shop, I asked to look at some velveret breeches, I wanted some pretty good ones, he shewed me some, and I looked a pair out, which I thought would fit me, and I asked what they were to be, and I cannot be sure whether he said 15s. or 14s. but it was one of the two, and I think to the best of my remembrance I bid him 12s. and 10s. 6d. and he would not take it, I said I think these would fit me, I pulled

my own off, and put these breeches on, and if I pulled two pair down, it is more than I know, I was in liquor, and therefore I put on these breeches, they fitted me very well, and when he found the breeches afterwards hanging out here behind, I did not know I had them about me, when I had my own on.

Court to Prosecutor. Were they folded up?—They were, and I saw the prisoner conniving at these breeches in his own breeches, in order to put them up.

Prisoner. I have lived with the Earl of Effingham, and Esq. Hardington, and Mr. Hardcastle, and the Countess of MEXBOROUGH; I have been trusted with thousands of pounds, and I never wronged them of a penny in my life.

GUILTY. (Aged 56.)

Imprisoned three months and publicly whipped.

Tried by the second Middlesex Jury before

Mr. RECORDER.

157. ROWLAND JONES was indicted for feloniously stealing on the 8th of January, two ounces of gold, value 30s. the goods of John Page.

JOHN PAGE *sworn.*

I am a jeweller; the prisoner was a servant of mine, he had been with me about ten months, he was in the capacity of a porter, I did not absolutely miss the things, I was sent for from Bow-street, to identify the property, on Tuesday last, I found two ounces of gold which Mr. Heather the pawnbroker had stopped.

HEATHER *sworn.*

The prisoner at the bar brought me two ounces of gold to sell on Tuesday last, I examined it and I discovered it to be several new things broke to pieces, watch keys and

and trinkets, all broke to pieces; it weighed two ounces nine grains, it is worth about five pounds, I should have given that for it myself, I was in the parlour when the prisoner came, my young man came in and shewed it to me, and I went immediately into the shop, that young man is not here, I sent privately to Bow-street for an officer, I asked the prisoner where he lived and I asked him if that was his gold, he said yes, I examined the gold, and asked where he lived, and he said his name was Henry Thomas, and he lived in High-street, Lambeth; in the mean time the constable came and he was taken into custody, he was carried immediately to the office, and there he confessed where he stole it, the examination was taken in writing. I have kept that gold from that time to this, the magistrate sent for the prosecutor and he came immediately.

Court to Page. What is the prisoner's name?—Rowland Jones; he never lived at Lambeth to my knowledge, he had been in my service these ten months past and never slept out of my house once. (The property produced and deposed to.) I had not missed such property, it appears to be watch keys, but about four months since, I found I had lost some gold watch keys, and a part of a gold seal, three links of a chain I had in the shop was gone, the whole weight of the chain was originally ten penny weights, and it was reduced to nearly eight penny weights and there is about three links among these pieces of gold, I can swear it to be the same, from the corresponding pattern, I missed four or five watch keys, and they were of that sort.

Prisoner. They are what I picked up sweeping the shop, the back storehouse, and places about at several times.

GUILTY. (Aged 37.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

222. **MARY NICHOLLS** was indicted for feloniously stealing, on the 22d of December, sixty-three yards of black silk lace, value 30s. the goods of Thomas Flint.

THOMAS FLINT sworn.

I am a haberdasher in Gracechurch-street; I was sent for to the office in Mansel-street, Goodman's Fields, about the 22d of December, it was on a Saturday; the men that came to me on that business brought, on a slip of paper, some marks, to know if I knew them; I went there, and they produced some lace; and I knew it was mine.

Mr. Knowlys. When you was before the magistrate, you there said that you had no kind of recollection of ever seeing this woman in your shop.—I did; I do not serve in my shop myself.

JOSHUA ALLEN sworn.

I am a pawnbroker; I produce some silk lace taken from the prisoner the 22d of December, Saturday, between the hours of three and five in the afternoon.

Court to Flint. What time did you go to the office?—I think it was after candle-light, soon after we had lighted the candles in our shop; but it was rather dark.

Court to Allen. Proceed.—Between the hours of three and five in the afternoon, the prisoner at the bar came and offered me some lace to pledge; from the number of yards I supposed it might not be her property. I asked her whose it was; she said it was the property of some person who was in distress, without saying whom; afterwards there was some words passed between us and she said I might send for an officer; I told her I thought it was not her property, and I would send for an officer; an officer came, and she was taken to the office and committed for re-examination. I have had the lace in my possession

possession ever since it was shewn to the prosecutor at the office.

Mr. Knowlys. When you told the woman that from the quantity you did not think it was her's, she said you might send for an officer if you pleased?—She did; she proposed it herself first.

— SMITH *sworn.*

I am an apprentice to Thomas Flint. The lace was in the shop on the 13th of December, Thursday; we counted the laces on that day, both in the shop and in the warehouse, and they appeared to be perfectly right then; so that that lace was in our possession the 13th of December; they were right by comparing them with the books. I know the pattern exceeding well; I do not recollect the prisoner.

Q. Do you mean that when you counted all the laces, you can tell that that piece was there with that quantity?—I can swear that the lace was right that day; we had such a pattern in the house that day.

Q. Can you say that you had a piece of lace of that identical size on that card?—The quantity was seventy-two yards and a half. We do not examine the quantity of the yards; we only count the number of the cards; we count them once a week; the card is marked 1850. We never look at the patterns; nor do we particularly look at the numbers; we had lace of that number on the card; on that day I examined them.

Q. Do you, as you look through the book, examine the lace and see that your laces correspond to the numbers in the book?—We do; and further I can say, this lace never was sold; we never sell a card-lace out of our shop. Whenever we sell a card-lace we always cut the number and ticket off, and we know it is not sold by our wholesale books.

Mr. Knowlys. I believe you told us a little while ago, that when you are running over the laces, you do not attend to the patterns?—We do not.

Q. It was the 13th of December when the laces were counted over; and it certainly must be there, or it would not be put down in the book.—I only know by this, that if it had not been there, then we should have found one card short. I counted them; and another young man in the shop, he counts the shop and I count the warehouse. I took the numbers that he counted on a piece of paper.

Q. But whether he counted them right or not must depend on him?—I took the account as he gave it me.

Q. You relied on him to be correct?—I did.

Q. And he is not here?—He is not.

Q. He counted the cards in the shop; and you counted the cards in the warehouse?—I took the account from him of the quantity that he had counted.

Q. He took the shop laces; therefore he was the man that knew whether the shop laces were right or not?—There is no doubt but what he counted them right.

Q. Was this a shop lace or a warehouse lace?—It had been in the shop a week; I recollect this very card in the shop; I recollect the pattern being there. I do not say that I recollect this pattern that day; but I recollect having seen both pattern and card in the shop.

Q. Now you say the card again; you said before you did not look at the pattern or number, but only go by the tale?—We do.

Court to Flint. How do you know this lace to be your's?—I know it by several things; first of all here is the mark 1850; and here is another number, 9525, both of which has a reference to my book; the one has a reference to the man's bills of parcels of whom I bought it of, No. 9525, and 1850 refers to my piece account; I have the bills of parcels and the book.

Q. Who keeps that book?—This young man and another and my wife. We enter every card of lace by the numbers;

ber; and we enter our own number likewise; we put down the quantity of yards we put the cost mark, and we put the selling mark. If they should happen to tally, if they answer to the quantity that this book warrants them to be, they are past over as right. If there should be any missing, it is wrote down missing such a day; that book contains the warehouse account and the shop account; there is no separate account.

Q. I ask you whether the account taken in the shop and the account taken in the warehouse are taken by different people?—They cannot but be taken by different people, because one person cannot take them alone.

Q. May not the warehouse account be taken by one man, and the shop account by another?—No; because one calls the lace, and the other checks the book against it.

Q. Why have you not brought the other persons?—I could not spare the time that I have lost already.

Q. Had not you another young man that took the account with this witness?—I have; but I can tell that the account was past on the 13th and found right. I can swear to that; and he can swear the same if he swears the truth; we never sell a card of lace with the marks on it; the number is always cut off and put into a drawer.

Q. You say you are not in the habit of selling; nor never do sell a card of lace in the shop with the numbers on; but might not this have been sold to a wholesale customer?—Had this been sold to a wholesale customer, the No. 1850, the quantity of yards and the private marks would have been in the wholesale book.

Q. As to the number 9525, what do you know by that?—My Lord, there is the numbers, there is the quantity, and there is the prices, all in plain figures, as plain as an A, B, C.

Mr. Knowllys. These cards, when you sell to an wholesale customer, are entered in an wholesale book; and that book is not here?—It is not here; we must be very hardy to come here and affront you.

Court to Smith. With regard to the shop laces, how were the business carried on between you and the other young man, on the 13th of December?—We counted them on a piece of paper, the young man counted in the shop, and I in the warehouse.

Q. Your master said it was done different?—It was taken by two, one counted and the other checked the book.

Mr. Flint. Give me leave to explain.

Court. You swore positively and decidedly how it was done; your servant has explained it to be done in a different manner, and now you want to make general observations upon it, the Court will not endure it. I do not mean to impute to you or the servant; but if the accounts do not exactly tally, it is our duty to see whether they exactly tally or not, servants do not at all times do as their master orders them.

The prisoner called five witnesses who gave her an exceeding good character, particularly her master whom she lived with at the time, at Old Ford, when this affair happened.

Not GUILTY.

Tried by the second Middlesex Jury before.

Mr. RECORDER.

158. ESTHER PULLEIN was indicted for feloniously stealing, on the 17th of December, a tea caddy, the property of Alexander Taylor.

ALEXANDER TAYLOR *sworn.*

I lost a tea caddy from my bureau, on the 17th of December on Monday from my

my parlour; I went out from my own house about three o'clock in the afternoon, and I left it on the bureau; I returned about five o'clock and it was gone; I saw it there at three o'clock in the afternoon when I went out; I saw it again at the pawnbroker's on Tuesday between seven and eight o'clock at night.

Prisoner. Have not you known me some time, and did you ever know any ill of me?—I have known her some years, her husband is a cabinet maker; I have seen her at my house, but not that day the tea caddy was lost she was not seen there.

THOMAS HINDS *sworn.*

I am a pawnbroker; I produce a tea caddy; I stopped the prisoner at the bar with it on Tuesday the 18th of December between seven and eight in the evening, she brought it to our house to pledge; I had information that such a thing was lost, and I stopped it; I asked whose it was? she first of all told me it was her husband's; I told her I had a suspicion it was stole in the neighbourhood, I told her I would send for him, and she would wait till he come; she then said, she would tell me the truth, it belonged to a lodger of her's. I have kept it ever since; I have known her some years, and always thought her a very honest industrious woman.

JOHN TAYLOR *sworn.*

The prosecutor is my cousin; I know it to be his property; I am a painter; I have been in his house nine years; I never heard any thing ill of the prisoner.

Prosecutor. The husband was seen in my shop in the afternoon, I was not at home at the time he called, and they gave him an order to call again; but did not see any property on him. (The property deposed to.)

Prisoner. My husband gave it me and told me to pawn it, he is a cabinet maker by trade.

The prisoner called three witnesses who gave her a very good character, but believed she was unfortunately married.

Not GUILTY.

Tried by the first Middlesex Jury def. re.

Mr. RECORDER.

159. JOHN BARBER was indicted for feloniously stealing, on the 23d of December, one live peacock, value 20s. the goods of Ann Bevarn, widow.

WILLIAM SPICER *sworn.*

I am a coachman to Mrs. Bevarn, she is a widow lady; she lives in Hackney; she had a live peacock, it was stole the 23d of December, Sunday; I did not see the prisoner take it, I see it in his custody, he was got about a quarter of a mile from the house, it was of a tame breed, there is not another nigh the place; I have known the peacock these two years, it lived just a week after the woman got it in the basket, it was never well afterwards, it lived till the Sunday following, there was no particular mark on this; I have known it two years and a month that I have been with Mrs. Bevarn; I am certain it is the peacock; I was just in from the carriage, and a man here present saw the man take up the peacock from Mrs. Bevarn's house; I am sure it was her peacock, the peacock was missing, I produce it now.

WILLIAM SAVILLE *sworn.*

I am a gardner at the next door but I did not see the prisoner take the peacock; I stopped him with the property in the basket about a quarter of a mile from the house; I told him he must not take it away, it belonged to the lady in the row; he said, it did not belong to him, I might take it if I chose; he had it in a basket with its head doubled under its back and its

its heels out of the basket; the prisoner delivered it to the coachman immediately himself.

GEORGE BEARD *sworn*

I work in the brickfields just by Mrs. Bevarn's; I see the prisoner take this peacock off the grafs platt, which is almost facing the gate of Mrs. Bevarn's, it is quite an open common; I went into the public house and told the people of it, and they desired me to run after him, and I ran after the man, and I saw him stop; I cannot swear to the peacock, he had the peacock when he was stopped.

Court to Saville. Do you live in this neighbourhood?—I do; I cannot swear to the fowl.

Prisoner. I went out the Sunday morning; I was got very much in liquor; I saw a bird lay and I picked it up, and this gentleman came and owned it, and I gave it to him, if a child had come and owned it, I should have given it to him, for I was very much in liquor and did not know what I did.

The prisoner called two witnesses to his character.

GUILTY. (Aged 45.)

Publicly Whipped

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

160. WILLIAM STEVENS was indicted for feloniously stealing, on the 27th of December, one pair of woollen trowsers, value 2s. 6d. the goods of Honora Cogan, widow.

WILLIAM BODERICK *sworn.*

I live with Honora Cogan; I carry on her business, she is a widow woman; she is a saleswoman; a pair of trowsers was stole on the 27th of December; I did not

see the prisoner take them; I missed them; I was reading the news paper at the door, between seven and eight in the morning, the trowsers lay at the off corner on the right hand, on the door on a rail; an opposite neighbour to me, called out, Broderick, Broderick! I looked out and missed the trowsers; I called out who took them; they said, that man in the brown coat; I ran after him; he threw down the trowsers; I picked them up; I did not see him drop them; I ran after the prisoner, but did not take him, the man is here that took him; I have kept the trowsers from that time to this. (Produced and deposed to.)

EMANUEL EMANUEL *sworn.*

I am a watch finisher by trade; I had just got out of bed and got to my window, and I saw the prisoner at the bar lift up his hand and take these trowsers from the nail; I drove up the window and called out Broderick, Broderick, the man has robbed you of the trowsers; by that time the prisoner had got about five or six yards, and I see him drop the trowsers when he heard me call; Broderick called to me which man is it? says I, the second man, the man in the brown coat, he had a companion; I saw Broderick run after him about twenty yards, and I am sure he is the man I saw about two hours after at the justice's, and I am sure it is the same man that took the breeches; when he came down to the justice's he had on a brown coat.

EDWARD SHARP *sworn.*

I am a poor working man; I did not see the man take the things; I heard the alarm, and I pursued; I did not loose sight of him from the first alarm till he was taken; Broderick pointed out to me the man I was to follow; he turned down the lane into Blue Anchor-yard; when I caught him, he begged I would let him go; he said, it was all a joke, and

and then the constable came up and took him.

Prisoner. Be so good to ask him whether he did not come into the place, where I was locked up, and said, he was very sorry that he had taken me, for he believed I was not the man that took them, —I said, I was sorry that I took him, because it hindered me my time in being obliged to go before the magistrate.

Prisoner. My lord it was between seven and eight o'clock, I was going to my work, going by the door the prosecutor he was reading the news paper, and he asked me if I wanted to buy any thing? I was rather in liquor, and he took hold of my arm, and I told him I did not, and he gave me a shove, and the trowlers were taken off the door, and the other gentleman called out to him the trowlers were taken off the door, the person ran down the street, and I went after them both, and went as far as this turning, and there we lost the other man, and they immediately laid hold of me, and they took me into a public house very nigh, and we had two or three pots of purl, we set there very near an hour, and then he went and fetched this gentleman from across the way.

Prosecutor. There is not one word true; I did not drink a drop of purl with him, the constable took him into the public house he called for a pint of purl and drank it himself in the corner.

GUILTY. (Aged 42.)

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

161. WILLIAM SMITH and **JACOB DENNING** were indicted for feloniously and falsely making and forging, on the 22d of June, a certain bond, purporting to be signed by William Smith,

William Garbot then deceased, in his life time, Job Woodford and Edward Edwards, and to be sealed by them with intention to defraud the said Job Woodford.

In a 2d COUNT charged with feloniously uttering as true the said bond, knowing it to be forged with the like intention, against the form of the statute, and against the King's peace.

JOHN CLEMENT sworn.

I am an attorney; I received this bond of the prisoner Denning at my house in Ratcliff highway, to the best of my recollection it appears to be the same identical bond, I have no doubt about it.

WILLIAM SMITH sworn.

I am clerk of the rules of the King's bench; I produce the original affidavit of Denning.

(The affidavit read by the clerk of the Court.)

Jacob Denning of Old Gravel-lane maketh oath, that this action was commenced against the above named defendant, to recover a sum of money due against the defendant, on a bond dated July 1786, which said bond was given and executed by the said William Garbot and William Smith, for goods sold by him; and this deponent entered into the said bond with one Patrick Sinclair; and the defendant Woodford, also gave a bill of exchange to this deponent of the same date, for the sum of 35l. and the defendant William Smith and Edward Edwards gave to this deponent also two bills of exchange; and there was also due 1l. 2s. for two hats sold to William Smith for William Garbot; and the sum of money computed to be due amounted in the whole to the sum of 366l. 18s. 4d. or thereabouts; and the said deponent says, that the sum which he received from the India house

Q

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and which money he was duly authorised to receive, with the addition of 30l. received by the defendant Smith, in the whole amounted to 236l. 13s. 9d. which being deducted from the sum of 366l. 18s. 4d. leaves a balance in this deponent's favour of 130l. 1s. 7d. and which said sum is now due to this deponent from Job Woodford; to all which the said defendant Job Woodford was privy, and he could have no other motive than delay, &c.

Sworn at Serjeants Inn, before

W. H. Ashurst,

JOHN MORGAN *sworn.*

I belong to the store-keeper's office at Deptford, Dock-yard; the prosecutor, Woodford, is employed in that Dock-yard, I have been acquainted with him fifteen or twenty years; I have frequently seen him write, there is a resemblance; but there wants something in it, the last letter of his name is not turned as I usually see him do it. (Another paper shewn him.) This is the manner; but it is something fuller than this.

Q. From the whole observation of that paper do you believe that is his signature?—As it appears to me now, I believe it not to be his hand writing, there is a great resemblance in the other letters; but for want of that turn I cannot say that it is his writing particularly.

Mr. Feilding. The first bond that you have seen, you say that that, bears a resemblance, but you think there is some difference on the turn of the D?—There is.

Q. You think there is also some difference in the turn of the D, in the second instrument that is shewn to you by Mr. Garrow?—I think it is not so full.

Mr. Garrow. In general you say that the stroke of the D was fuller than in the first instrument?—It was.

Mr. Feilding. Be so good as to look at any of these signatures, and see if any one is the hand writing of Woodford's. (Looks at some more signatures.)—The first is.

Q. Look at the second and third;—The third D is not turned up, I think the second is his hand writing.

Q. Now look at the hand.—I think it is his hand writing, but it is not as I have seen him write.

Q. Now look at all his writing, and see what you think about it.—I think it is all his writing, except the D is not turned in the usual way.

Mr. Knowllys. Look at this name, (another signature shewn him.) Do you think this is his hand writing?—I believe it is, this is in the manner I have been used to see him write.

Q. How long have you known Smith, the prisoner?—I know nothing of the transaction.

STEPHEN PARREL *sworn.*

I am clerk in the store-keeper's office, I have known Woodford ten or twelve years, I am well acquainted with the character of his hand writing.

Q. Look at that, if you believe that to be his signature?—There is a difference to that which I have been accustomed to see, there is a difference in the turn of the D.

Q. Look at this. (Looks at another.)—Not quite so full as this, but similar.

Q. Look at this. (Looks at another.)—Something like this.

Q. Now on the whole of the signature to that bond, looking at it, and examining it, do you or do you not, believe it is Woodford's writing?—It bears such a similitude, I cannot be on my oath.

Q. You are not expected to speak positively either one way or the other.

Q. Would you have acted on that, as an instrument of his?—I should.

EDWARD

EDWARD JAMES sworn.

I belong to the same office as Mr. Parrel, I have known Woodford and been acquainted with his hand writing, it appears to me to be his writing, I should have acted on this.

WILLIAM ROWLAND sworn.

What name did you go by in the year 1786?—William Rowland.

Q. What in the year 1788?—William Rowland.

Q. Did you never subscribe another name?—Never.

Q. Shew him that bond; is that your signature?—No.

Q. Shew him the other, is that your's?—No.

Q. Did you ever say that was your signature?—Never in my life.

Q. You never said that you wrote those names to that bond?—No never in my life.

Both not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice BULLER.*

162. ELIZABEH WEELER was indicted for feloniously stealing on the 24th of December, two half guineas, the monies of Richard Bailey.

RICHARD BAILEY sworn.

I am in the second regiment of life guards; going through Holborn I met with the prisoner in Broad-street, St. Giles's, on the 24th of December last, about half after eleven in the evening. I was going home to my lodging, I met

with the prisoner, she asked me if I would take a walk with her, I asked which way she was going, she said this way my dear, says she if you please to call here, we will have a bit of supper, says I with all my heart I will; accordingly I called at a cook's shop, we set till supper came, they charged for supper, and I paid for it, which was six pence, and I believe three pence half penny in copper; accordingly the person of the cook's shop returned the six pence, they did not like it, I asked them if it was a bad one, they said it was a good six pence, but it was a little one, accordingly I said I had no more silver, says the prisoner, I dare say you have got more silver; I have not indeed says I, accordingly she puts her hand into my pocket, I clasped hold of her arm, to seize her hand, I said I believe you have robbed me; she struggled with me, accordingly she whips her hand to her mouth, says she, I have got nothing; says I, I believe you have swallowed it; O says she, feel in my hand, there was nothing in her hand, accordingly says she, you may search every where about me, for I have got nothing; I put my hand into my pocket and said, you have taken two half guineas out of my pocket, I missed two half guineas out of that pocket she put her hand in, accordingly the people came in to our assistance when we were struggling, accordingly says I, I will charge the watch, says I, you have got my money; the watch took her to the watch-house and examined her in a back room, and found nothing at all, she went to the watch-house and I went along with her; the next morning I appeared before the magistrate and he committed her I never found the money again.

Not GUILTY.

Tried by the first Middlesex Jury before the

Lord Chief BARON.

JAMES

163. JAMES STOW and LANG-
LEY WHITE were indicted for felo-
niously stealing on the 27th of Decem-
ber, a pair of leather breeches, value 7s.
and a linen shirt, value 5s. the goods of
James Smith.

James Smith and witnesses were called
on their recognizances, and not appearing,
the prisoners was acquitted.

[The third part will be published in few days.]

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 9th of *January*, 1793, and the following Days;

Being the SECOND SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

N U M B E R I I . P A R T I I I .

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[PRICE ONE SHILLING.]

THE WHOLE
P R O C E E D I N G S

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

164. **E** DWARD YARRELL was indicted for feloniously stealing on the 26th of December a half gallon pewter pot, value 3s. the goods of Timothy Branham.

TIMOTHY BRANHAM *sworn.*

I live in Church-street in the Strand; I lost some pewter pots about a fortnight ago; seven pint pots, three quart pots, and an half gallon one; I found them again the next morning; I missed them out of a court, they were getting in, in the afternoon; William Stevenson brought them next morning.

WILLIAM STEVENSON *sworn.*

On the 26th of December, the day after Christmas day, about seven o'clock in the evening, I saw a person whom I suspected he had these pots in his apron, I did not immediately know what it was; I followed him and I hit him on the shoulder, and asked him what he had got there,

he gave me some evasive answer; I said: no resistance, and he let them fall out of his apron; I said as you have carried them for your own pleasure, you shall now carry them for mine, (or I will break a leg or arm;) to Marlborough-street, he carried them to great Marlborough-street, to the Police office there; I first saw him as I came out of great Crown-court, in Dean-street, Soho.

Q. Do you know how far distant that is from Timothy Branham's?—I cannot tell exactly, it may be a mile; I went with him to the magistrate and he was committed to Tothill-fields, till the next evening for hearing; I was to look for the landlord and bring him forward; I went to him the next evening and took the pots there, and we were bound over to prosecute; the pots have Branham's name on them, that is the way I found him out. (The pots produced and deposed to.)

Prisoner

Prisoner. When I was taken, I had got the pots towards the house, in order to take the pots home, as I had read the name where they belonged to.

STEVENSON *sworn.*

He was the direct opposite road.

GUILTY. (Aged 63.)

Imprisoned three months and publicly whipped.

Tried by the first Middlesex Jury before Mr. Justice WILSON.

165. JOSEPH SPENCER and JOSEPH DOUGLAS were indicted for feloniously stealing on the 21st of December, a linen pillow case, value 6d. the goods of Elizabeth Pally; a mode silk clock, value 3l. a ditto, value 10s. a cotton gown, value 12s. a cotton petticoat, value 8s. two silver table spoons, value 12s. a silver punch ladle, value 5s. two gold rings, value 6s. a gold mourning ring, value 10s. a stone ring, value 4s. a pearl pin, value 5s. a tortoiseshell snuff box, mounted with gold, value 5s. a pair of silver shoe buckles, value 10s. and a dollar, value 4s. &c. the goods of Sarah Pally, Spinster, in the dwelling house of Elizabeth Pally.

(The case opened by Mr. Knowlys, and the witnesses examined separately.)

ELIZABETH PALLY *sworn.*

I have kept the baker's arms in Whitecross street, upwards of thirty years; on the 21st of December, my house was robbed; my daughter left the house about eleven in the noon day, the prisoner Spencer came into my house and brought a bit of bread and meat in his hand, and his father with him; he and his father

R

were neighbours; my daughter was out about a quarter of an hour, he came in much about a quarter after eleven, it was before twelve, Douglas was there several times before and after; I always thought him a worthy honest young man, I know both of them very well; the brewer's servant came to my house past twelve, I said, I am going down to the cellar, I beg you will take notice of my house till I come up for my daughter is out; I went into the cellar with the brewer's servant, I stayed for the space of ten or twelve minutes and then I came up; I said to Mr. Spencer the father, your son has left his bread and meat on the table; I expected he was going to eat it.

Q. Had he ordered any beer before you went down?—I don't recollect he did, they were frequently in and out, Douglas was there some time before, but, they were both away at that time, he was frequently in and out.

Q. Do you recollect seeing them there after Spencer came in, and before you went down into the cellar?—I don't recollect, my daughter came home very near one o'clock; she went up stairs to change her apron, for a coloured apron; when she went up stairs, she came down, I saw my servants look in a maze, and they said the door was broke open; I went up stairs and I sent for Douglas to come to make my door fast, says I, Mr. Douglas, I have been robbed, and I will be very glad if you will fasten my door; he fastened it with a staple.

SARAH PALLY *sworn.*

I am the daughter of the last witness, on the day the house was robbed I left the house about eleven o'clock; I left the room double locked, the rooms was in perfect order, and the things in it safe; I returned to my mother's house about one; I know the prisoners perfectly well; when I left the house I did not observe them

them to be in the house when I went out; for I went through the passage which has no communication with the tap room; I returned about one and went up stairs, and found the door broke open, the box was forced from the lock, the room was all in a confusion, the chest all empty, and a large bundle tied up and on the stairs, of my gowns, &c. I saw that bundle on the stairs as I went up, that bundle contained wearing apparel of mine that was left.

Q. Did that contain all the property that had been taken out of the room?—All but what was stated in the indictment; I lost two black mode cloaks of my own, a silver pepper box, two silver table spoons, four gold rings, a pair of ear rings, a gold pin, a punch ladle, a snuff box, the rings were in it, a pair of shoe buckles, and a dollar, a cotton gown and coat, and a linen pillow case of my mother's, besides what was in the bundle. When I saw the bundle on the stairs, I was in hopes that I had come time enough to prevent the robbery; the carpet was left all in the ruck, and the room was in very great confusion.

Q. Where the things of the value you have mentioned in the indictment?—Yes, three times the value.

JOSEPH PLESTOW *sworn.*

I am a lamp-lighter; I was in Mrs. Pally's house, the day she was robbed; I know Joseph Spencer, I saw him that day, I was coming out of Mrs. Pally's tap room half past twelve in the morning, and I was going through the tap-room, and I saw Joseph Spencer, with one of his legs within the thresh-hold of the entry of the door of this part of the passage; I comes out of Mrs. Pally's house, and goes into Goat's-yard, the passage is a proper thoroughfare to Goat's-yard, I goes into Goat's-yard, where Spencer lived, I followed him right out, and I saw him go into his mother's door,

he had a white bag with him, it appeared full; I had not at this time heard any thing of the robbery, it was a white bag, about three quarters of a yard long, it was stuffed quite full.

Q. Did you go into his mother's house?—No, I went back again to Mrs. Pally's, I stayed there all the day; I live close there; about a quarter after one there was an alarm of the robbery.

Q. What was the reason for your going back into the yard to see where Spencer lived?—I did not go back to see where he lived, I went up to my own lodgings, I lodge in Goat's-yard.

Q. How long was you in your own lodgings before you came back?—Not above five or six minutes; at a quarter past one, the alarm was given of the robbery, I told Mrs. Pally directly I heard of the robbery, that I had seen him with the bundle; I did not see any thing of Douglas.

Prisoner Spencer. I live next door to that young man, I do not recollect seeing him at all.

WILLIAM BLACKINGTON *sworn.*

I am a constable; I was at Mrs. Pally's house, the 21st of December, I saw both the prisoners in the house that morning, between ten and eleven o'clock, that is all I know.

WILLIAM COLLIS *sworn.*

I am a lamplighter; I know Mrs. Palley's house; I know Joseph Spencer by living next door to him; Mrs. Palley's house was robbed the 21st of December, on that day I saw Spencer in Goat-yard, the same yard I live in, between twelve and one, he had a white bag in his left hand and a pipe in his right smocking; I was going out of the court to work; he was about a couple of yards from his own mother's house; he was walking towards his own mother's house; what was in the bag I cannot tell, it appeared full

full, it was the size of about three quarters of a yard as nigh as I can guess, and very white.

Jury. Was he smoking his pipe?—I cannot say he had it in his right hand.

THOMAS FOUNTAIN.

How old are you my lad?—Going of eleven.

Q. Do you know the nature of an oath?—No sir.

Q. Have you learned your catechism?—I never did.

Q. Do you know whether it is a good thing to tell the truth?—Yes.

Q. Do you know whether it is a bad thing to tell stories?—Yes, it is.

Q. What will become of you if you tell stories, do you think you shall be punished or rewarded?—I shall be punished.

sworn.

I live in Banner-street, right fronting Mrs. Pally's.

Q. Do you know either of the prisoners at the bar?—Yes, I know that one on the other side.

Court. Go and touch the one you know. (He went and touched Spencer.)

Q. Do you remember the day Mrs. Pally's house was robbed?—It was on a Friday, I saw Spencer that day between twelve and one; he was coming down Banner-street, Goat-yard comes right fronting Banner-street; he had a white bag across his shoulder, he wanted to run up our place, it has no name, and he found it had no thoroughfare; and he went back and went strait down; I am sure he is the man I saw, I saw him at the justice's; I did not see any body with him, I had known him long by sight; the bag was like a pillow case, white as snow.

Court. Tell me exactly whereabouts in Banner-street you first saw him?—The second door going down Banner-street, he was going down towards Bunhill-row.

Q. How far was you from him when you first saw him?—I was not above three yards from him when I first saw him.

Q. How near is your place to that second door in Banner-street where you saw him?—He was turning up the second door where I live; I live at the place which turns up at the second door, he came down the court facing Banner-street.

Q. Did you see him coming down the court?—I saw him cross the road of the street, from the court.

Q. What is the name of that court?—I forgot the name of the court.

Q. Do you know Mrs. Pally's house?—Yes, it is two doors from Mrs. Pally's house.

Q. Is it two doors below or above?—It is Goat-yard, two doors above.

Q. Is there a passage from Mrs. Pally's house into Goat-yard?—There is, it goes through into Mrs. Pally's house.

ELIZABETH LANE *sworn.*

I did live at the Prince of Wales's public house, Mr. Crowther's, at the time Mrs. Pally's house was robbed, I know Mr. Spencer. Her house was robbed the 21st of December, I saw him that day near one o'clock in the day, I was going out, Mr. Spencer came into our house and called for a pint of beer; he had a parcel with him in a white bag something of a pillow case, or exceeding white, it appeared full and he had it in his right hand down by the side of his coat, I was going out with a pint of beer, he was out before I came back, I met him at Mr. Gabriel's gateway where he came in, he asked me to call Purdie, I sent my master's little boy to call him, I was not out above two minutes, as I came back again I saw Mr. Purdie and Mr. Douglas coming from Whitecross-street, not quite close to Mr. Gabriel's gateway, but coming S. ing

ing towards it, Mr. Spencer stood under the gateway with this here bundle; when Mr. Douglas came to Spencer, he took it from Spencer into his hand and put it over his shoulder, and went towards Featherstone street; I went in doors and saw no more of them at that time, Douglas had on a green jacket and a black round cap.

Q. In going from that gateway to Featherstone-street, do you pass Mrs. Pally's house or not?—No, we go quite away from Mrs. Pally's house.

Q. Had you known Douglas before?—Not to my knowledge, but I saw him at the justice's on Christmas eve.

Q. What became of Purdie?—Purdie did not go along with them, Purdie was only sent for to call this Douglas to Spencer.

Q. You describe Douglas as having on a green jacket, did you see that again?—Yes, I see it taken off from Douglas at Mr. Wilmot's office.

Q. Did it appear to be the same jacket?—It did upon my word.

Q. How long after you had first seen Spencer come into your house did you see him again under the gateway?—I dare say not above five minutes, I only went out with a pint of beer.

Mr. Garrow. How long have you left the Prince of Wales?—Almost a fortnight.

Q. On warning?—Yes.

Q. No other reason for quitting your place?—Not that I know of.

Q. Do you mean to swear it so incautiously. What was the reason of your parting?—There was a reason to be sure, but what I spoke about the prisoner is truth.

Q. What was that reason?—It was for taking an old shift, and that is the truth of it.

Q. It was about dinner time you represent this man to have come?—It was.

Mr. Knowls. At the time you was before the justice did you know Douglas?—I did not.

Q. You was before the justice on the 21st?—No, not till the 24th.

THOMAS PURDIE *juror*.

I am a plane maker, I was at my work near there.

Q. Do you know either of the prisoners at the Bar?—I know one extremely well, I saw the other once before at the office; I know Mr. Spencer the best.

Q. Do you remember the day that Mrs. Pally's house was said to be robbed?—The Friday before Christmas, I remember seeing Spencer that day near one o'clock; Mr. Spencer went over the way to a public house, the Prince of Wales, Mr. Crowther's, and Mr. Crowther's little boy came for me, while I was standing at my bench talking to this little boy, Mr. Spencer came under our master's gateway, Mr. Gabriel's in Banner-street; and he beckoned me with his hand, immediately I went down; he asked me if I would go and fetch a person from Mrs. Pally's, I went; and I see old Mr. Spencer sitting in a corner; I did not know the name of the man I was sent for; and I asked the old man, who was so and so? says he, that young man with the jacket, I asked him his christian name, for I could not call his name to mind; he only mentioned the christian name, he did not mention the surname, and the father pointed to a person with a green jacket and a black round hat with the rim cut off, I called him on one side, I said young man I want to speak to you; I said Joseph Spencer wants to speak to you, says he, where is he, I said he is under my master's gateway; immediately he came along with me to our master's gateway, he sees Mr. Spencer, and he called him on one side and spake to him, I cannot say what; I stood with my face toward the opposite part of the street; and I saw that young man that lives at Mr. Crowther's come by and she nodded at me; and this Mr. Spencer

Spencer gave a kind of a white bag to this person that I fetched and he took and chucked it across his shoulder, Mr. Spencer said to me here Tom here is the price of a pot of beer three-pence halfpenny; he went down Banner-street towards Bunhill-row, and they both went away together, I cannot positively swear Douglas is the man, upon my word; Mr. Spencer I know well, I have known him some years.

Prisoner Spencer. Had not we three pots of beer a day or two before that at the Spread Eagle, Whitecross-street?—We had.

Q. Was not this three-pence halfpenny given to you on the account of that reckoning which was left unpaid?—Not to my knowledge, we had to be sure left the reckoning unpaid and they looked to me for it.

GEORGE ROGERS *sworn.*

I live in Whitecross-street, I am a brother of Mrs. Pally; in consequence of the robbery I put out some hand bills; I got four gold rings again, two I got at Mr. Stacey's the Black Raven, the publican in Golden-lane; and the other two at one Mr. Brooks who keeps a grinder's shop in Cloth Fair by Smithfield.

JOHN WOOD *sworn.*

I live in Golden-lane, I am in the horse hair weaving manufactory; I have a sister of the name of Pitt, I know both the prisoners at the bar; Mr. Douglas was frequently at my sister's house, and I saw Spencer there first on the 21st St. Thomas's day.

Q. Be so good as to look at these rings now produced by Mr. Rogers?—I saw one, but the others I did not take notice of; I saw it on the 21st as near as I can recollect about two o'clock; at the time I came into my sister's neither of the two prisoners were there, they came in while I was there, there was no conversation in their presence passed about it.

Q. When they came into your sister's had they any thing with them?—No, but I saw a pillow case at my sister's, I saw it before they came in, I was in my sister's apartment about ten minutes before they did come in, they came in both together.

Q. Had you any conversation with either of the prisoners relative to some rings or that pillow case?—I had.

Q. To which of them said you any thing about them?—To both of them; they had not been in the room ten minutes before I understood that Mrs. Pally had been robbed, I met a boy on the stairs who told me, as such I desired that these rings might be taken off the premises, the two prisoners were then in the room.

Q. What were the things you desired taken off the premises?—The rings which were left in the room; one I saw, there were four I understood, I could see only one positively, previous to that they took this pillow case away, and before I heard that the robbery was committed, the pillow case was there when they came in first, it appeared to be full, full nearly however, when they came in, Douglas brought a basket, and took it away in the basket, Douglas and Spencer together, I don't know where they carried it; they immediately took the rings away when I desired them, they were given into Douglas's hands, he took them away.

Q. What time was it you saw Douglas there the first time?—It was about ten minutes to two; they came in, the pillow case was taken away, they might be absent about a quarter of an hour, and returned, and then I heard of the robbery, and I desired that these rings should be taken off the premises.

Q. Did either of them say any thing about these things?—The things were taken away, I had no conversation about what the contents of the pillow case was at that time.

Q. At

Q At any other time?---I don't recollect any thing more.

Mr. Garraw. Do you work at your trade now Mr. Wood?---No, I am employed in the spinning manufacture, and I have been dealing in tow, and various other articles to get a livelihood.

Q How lately have you been a weaver of horse hair?---I am a horse hair weaver in right of my father; I live as a waiter sometimes, especially in the summer season.

Q How lately have you earned one day's work at horse hair weaving?-- Not this twenty years; I live at Hornsey-house in the summer time, I am in the horse hair manufactory now.

Q I don't understand you to say that you knew the rings again you saw at your sister's?---Here is one ring I do swear to, that I saw at my sister's. (The ring deposited to by Sarah Pally.)

JAMES PHILLIPS *sworn.*

I am an officer, I apprehended Spencer, on Friday the 21st of December, about three o'clock in the afternoon as high as I can guess.

Prisoner Spencer. I got up that morning at half past four, and worked till eleven, when I said to my father I have got my work all loose, and I will go to Mrs. Pally's, and get a pint of beer, I went and my father came and informed me, that it was all cleared off, very well father, said I, then I will go and take the work to Mr. Wilkinson's, Little Moor-fields, I went with the work, and coming back I bought a breast of mutton, and I put it into a small bag, and coming up the street I bought four pounds of potatoes, two carrots, and four turnips, and I puts this small bag into this bag here. (Produces a bag.) The mutton, potatoes, turnips and carrots, were all in one bag, and I carried it in my left hand across the Goat-yard where I live, and I carried it in my left hand down by the

side; so in coming into my own door way, I met Mrs. Collis, says she, how do you do Joe, says I, how are you; I cut off a piece of the breast of mutton, and cut it off for my dinner; my father says Joe, we have no deal, I went to Mr. Smith's, in Beech-lane, to buy a leaf of deal, I bought this, and I comes up Whitecross-street. I put it along side Mrs. Pally's door, I went into Mrs. Pally's, and called for a pint of beer, when I called for a pint of beer, Mrs. Pally says, O Spencer you have robbed me, says I, madam, I never robbed you in my life, nor nobody else, with that, says she, Mr. Douglas, I wish you would take care of Spencer till I send for an officer, says I, madam, you have no call to ask any body to take care of me, I will sit down till an officer comes; I sat down, and when an officer came, they took up my brother with me, and my father, and another young man, and woman, when we came before his worship in Hog-lane, Mary Hicks swore, that she saw my brother come along Goat-yard, with a bag in his hand, Mrs. Pally will swear the same, and when I was committed, they never brought Mary Hicks again; with that, please your Lordship, I have no more to say, then that I carried my victuals and the vegetables in the bag.

Court to Sarah Pally. What is this about Mary Hicks's swearing against his brother?---We had them all taken, and Mary Hicks, in Goat-yard, did swear that she saw the brother of Spencer, with a white bag; his brother does not live in Goat-yard; I don't know how he came not to be committed. Mary Hicks lives in the yard, she takes in washing.

Prisoner Spencer. When I had been in prison two days for farther hearing, there came intelligence to me, that they had taken up an Irish woman, and that they had found four gold rings on her, I said, I am very glad they have found out the thief, I don't know the Irish woman's name;

name; this woman went to pawn them, and the persons had a suspicion she had stole them, and the man came to Mrs. Pally's. I had four gentlemen to speak for me last night; I don't know whether they are here now or not.

Prisoner Douglas. I have no further to say, then that I never saw the pillow case in my life to my knowledge, that man never came for me to Mrs. Pally's; I never was under the gateway with him to my knowledge in my life.

The prisoner Douglas called six witnesses, who gave him an excellent character.

The prisoner Spencer called one witness, who said, he knew neither good nor harm of him.

The prisoner Douglas also called Jane Pitt.

JANE PITT sworn.

I live in Golden-lane; I am Wood's own sister.

Q. Do you remember the 21st of December having any rings at your lodgings?—I had, I have them in my pocket now; there are three, I had them on the 21st of December.

Q. Who was at your lodgings that day?—My brother.

Q. Was either of the two prisoners there?—No, not at all during the day.

Q. You saw nothing of the white bag then?—No, I have seen Mr. Douglas several times, but nothing further than washing for him; I did not see Spencer there, nor Douglas, while my brother was there; my brother came up to me, and I asked him to fetch me a pint of purl, and in pulling out the money to give him to pay for it, I pulled out these rings in my hand, I heard about Mr. Pally's house being robbed at two o'clock.

Q. Did your brother say any thing to you about taking the things out of the house?—No.

Court to Wood. You hear what your sister says?—Yes, my Lord, and it is a

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very grievous matter to hear it; Mr. Rogers knows I went to him and related the circumstances, I cannot say positively as to the day.

Court to Rogers. When did he come to you?—After the prisoners were fully committed, on the 25th of December, he came to me to acquaint me that he saw a bag of a white pillow case at his sister's, and he mentioned the four rings in particular; he mentioned to me, that he saw Spencer in Douglas's room while he was there.

Q. Had you advertised the reward?—Yes. He then acquainted me also, that he saw Douglas put the white bag in a basket.

Prisoner Douglas. Why did not the man, if he was a fair man go and tell it directly.

Court. That is a very just observation.

Joseph Spencer, **GUILTY. Death.**

(Aged 28.)

Joseph Douglas, **Not GUILTY.**

Tried by the first Middlesex Jury before the
Lord CHIEF BARON.

166. **MARY CONNOLLY** was indicted for feloniously stealing, on the 5th of January, two silver table spoons, value 20s. three tea spoons, value 9s. two linen table cloths, value 4s. two muslin neck handkerchiefs, value 6d. the goods of Elizabeth Brooks.

ELIZABETH BROOKS sworn.

I live in upper Newman-street; I rent a house; last Saturday I lost two silver table spoons, three silver tea spoons, two linen table cloths, two muslin caps, a linen pocket handkerchief, and a muslin neck handkerchief; it must be after four o'clock in the afternoon, because I saw the greatest part of them at that time; when I first missed them I could not suppose

suppose any body else had got them; because there was only her and one more person left in my house; she was a servant of mine of all work, the other person is one that comes backwards and forwards to the house occasionally, she is at home in my house at present, her name is Ann Sidney, she lodges in my house, and she went out with me, we went out about a quarter before nine; I got home about half after ten though I did not miss my property till eleven; there was nobody in the house when I missed my property but the lodger; I said, I think it is very extraordinary that Molly does not return; I went down into the kitchen, and every thing was in the kitchen that I missed, the moment I went to the closet I missed my spoons; I then went to the house where she lodged before she came into my service, to know if they knew any thing of her; they told me that she called there about nine o'clock, but did not stop there any time; they said, they knew nothing of her; I could not do any thing at that time of night; I went to Bow-street on Monday, and asked whether I had best take up the other person; they said, the best way would be to send round hand bills, which I did, and received information from the office in Hatton-garden the day before yesterday, I received information that she had been stopped, and I went to the office with the constable, and there I saw the prisoner and the greatest part of my property; the pawnbroker has part of it, and the constable has part of it; she sent for me out to speak to me before she was examined, and begged and prayed I would do nothing to her; I asked her what she had to say to me? she said, that she had part of the property about her, and she would not give it to any body till she saw me, and begged I would not do any thing to her; I told her I did not know what I was doing myself; I told her I would not do any more harm to her than I could help, and a constable let her out and

searched her, and took from her two table spoons, and the constable has them in his possession.

JOHN EDWARDS *sworn.*

I have a table cloth and three tea spoons; the table cloth was brought to me by the prisoner at the bar, she asked me 4s. on it; I offered her 2s. she accepted of it, and I gave her the 2s. and I gave her a duplicate, it was Wednesday evening; as soon as I had given her the money and the duplicate, she offered me the spoons, and wanted half a guinea on them; in consequence of which, I asked her some questions, and I found she was very impertinent in her answers and deviated very much in her story; I offered to send my lad home with her where she said she lived, which was No. 21, Gray's Inn-lane, when she went out with the boy she was going to take him quite the contrary way; the boy called out, and I went to the door, and I went for two or three constables of the parish, there were none of them at home; I sent for a neighbour to detain her in the shop, while I went to Hatton-garden and fetched up an officer; when she was before the magistrate she confessed whose spoons they were.

LEMON CASEBY *sworn.*

I am a constable; I was at our office in Hatton-garden, and I heard the prisoner say that she had got some more property about her; I and another brother officer took her and searched her, and found these table spoons on her. (Produced and deposed to.)

Prisoner. Please your worship I know nothing at all about it, such as of the wearing apparel as she puts to my charge I know nothing at all about it; I have got no friends nor relations in town.

GUILTY. (Aged 22.)

Imprisoned six months, fined 1s.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

167. MARY CHITTY was indicted for feloniously stealing, on the 11th of December, a pair of linen sheets, value 4s. and a flat iron, value 8d. the goods of Charles Bailey in a lodging room.

CHARLES BAILE *sworn.*

I live in Cable-street, the prisoner lodged at my house, she came to lodge there about four months ago; she had one room up one pair of stairs; it was let to her by the week, it was furnished; I missed some furniture about the 15th of December, a pair of sheets, a blanket and a flat iron. On the 15th of December we went up into the room, and we had a suspicion that the things were gone, and I asked her where they were? and she said, they were in the room; she was in the room; I insisted on seeing of them, and threatened to fetch an officer; on that she quitted the place; I searched for the things and they were missing; she came again in the evening and said, if I would let her have the duplicates out of the room she would get the things; I am sure I let her the things with the room; she had the duplicates, and I never saw her till the next evening; I found the duplicates in the apartment on Saturday evening; on Tuesday evening I took an headborough with me, and I found her at the Jolly Sailors in Ratcliff-highway at a public house; from thence I took her down to Mr. Staples's office, and on searching her the duplicates were found, Mr Staples committed her till the Thursday evening following, when the things were brought up before the magistrate by the pawnbroker; the things are here.

Q. You let her go at first when you first went up into the room?—I did.

Q. You then insisted on seeing whether the things were there or not, and when you found them not there how came you to let her go?—She went away not known to me; she came back again

of her own accord on the evening, and then said they were pawned, and said, if I would give her the duplicates she would fetch the things; she once pawned things before, of mine, it was a sheet, and I don't know whether it was fetched out or left in.

Q. How long was it before the 15th of December?—I cannot tell exactly; but I believe it was got back.

Q. How came you to know she had pawned it?—By going up stairs and missing it; my wife knew that it was pawned.

Q. When she came and desired you to let her have the duplicates, you let her have the duplicates expecting her to bring the things, you did not consider her as having stolen them?—I only gave her the duplicates supposing that she meant to return them back again, I conceived so.

Q. Your wife is not here?—She is not.

THOMAS WILLIAMS *sworn.*

I know the prisoner exceeding well; she did not pledge the flat iron at our house herself, she sent a woman with it; I am the son of a pawnbroker; it was pledged in the prisoner's name.

SAMUEL STEWART *sworn.*

I am an apprentice to Mr. Penly, No. 69, Cable-street; Mary Chitty pledged the sheets on the 7th of December one pair of sheets; she had fetched the sheets and blankets out often; I have the sheets here. (Deposed to by the prosecutor.)

JOHN KEEP *sworn.*

I took the prisoner into custody; she was seated along with a parcel of black men, at a public house; I searched her and found the duplicates of these things on

on her; I took her up to the magistrate at Shadwell office, and he committed her.

Prisoner. I did not leave the lodgings, Mr. Bailey put me out of the lodgings and locked my child in a prisoner all night; my intention was to get his property as soon as I could. I had a severe fit of sickness and nothing to support my child or myself; I have no witnesses.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice WILSON.*

168. THOMAS GREEN was indicted for feloniously stealing, on the 9th of January six quart pewter pots, value 6s. and six pint pewter pots, value 3s. the goods of Alexander Maxwell.

ALEXANDER MAXWELL *sworn.*

I keep the Cross keys in Long-acre; the 6th of this month I lost six quart pots and six pint pots, about a quarter before seven on Wednesday evening; they were left at a carpenter's door; I left them myself there, they were on a strap; I went up a court just by there; I returned in about five minutes and the pots were gone; my name was on them, and the sign of my house; I never had sold any with my name and sign on them; I saw the pots with the prisoner in Gore-street, about half an hour after. The patrol has the pots, his name is Manning.

Prisoner. Was there a pot there among them that was not your's?—There was one pot on the strap that was not mine.

DENNIS MANNING *sworn.*

I am one of the patrols under the direction of Sir Sampson Wright; nearly

about six o'clock on Wednesday night I saw the prisoner at the bar carrying a strap of pots over his shoulder; I followed him from nearly the end of Great Queen-street that come into Drury-lane, up into Lewkener's-lane, and he went on about ten yards, and there I asked him where he had brought them pots from? he said, he was taking of them for his master; I asked him what his master's name was; and he could not tell me; I asked him where his master lived; he said, he keeps the Bull's head lower down in the same street, and if I was to go with him he would shew me the place; a soldier coming by I commanded him in the King's name to aid and abet; we brought him from there to a house in Drury-lane, and I saw that the Cross keys, Long-acre, was on the pots; I took him then into the first public house, Drury-lane; after we came down Lewkener's-lane we took him into a coal shed, he began to be fractious then, and then he drew this knife in the coal shed and opened it, and he damned his bloody eyes and limbs if he did not cut my bloody melt out; and at making to cut me he cut the soldier that was aiding and abetting me; and he cut him in two places; it was in my taking the knife out of his hand that in aiming to cut me he cut the soldier; we took him at last to the Brown bear; he was carried that night before the magistrate; I got the pots from the Brown bear this morning; I marked some of them when I left them there.

Prisoner. Pray when you laid hold of me first did not you take my hat away and knocked me down with a stick?—I did not knock him down with a stick; I did not take his hat away; I never struck him; at the time the soldier and me were bringing him along, one of his shoes slipped off and his hat fell off.

THOMAS

THOMAS TURNBULL *sworn.*

I am a soldier in the third regiment of foot guards; Manning called on me to assist him in Lewkeners-lane; I saw nobody except the prisoner and Manning; I met the prisoner first and then Manning, and he ordered me to assist him in the King's name; I did, to the best of my power, we took him to a public house in Drury-lane, and there we looked at the pots, we took him then to a coal shed, the corner of Carter-lane; I went with him to Bow-street, and he was committed, and the prosecutor came there to claim the pots; the pots were left at the Brown bear. (The pots deposited to.)

Q. Did he make use of any knife?—He was striking the patrol, with that he cut me on the back of my hand.

Prisoner. I was coming down Drury-lane and I met a man with these pots, and he said, his pot boy was gone away and if I would carry them to the Bull's head in Lewkeners-lane he would give me 6d. and that man would not let me go with them, and he would not go along with me; as to drawing my knife I never drew it at all, it is not my knife.

GUILTY. (Aged 28.)

Court. Prisoner it is necessary to make examples of men who conduct themselves as you have done; the sentence of the court upon you, therefore is, that you be transported for seven years, to pass beyond the seas to such place as his Majesty, with the advice of his Privy council, shall see fit to declare and appoint.

Tried by the first Middlesex Jury before
Mr. RECORDER.

169. **JOHN GARDINER** was indicted for feloniously stealing, on the 24th of December, twenty-four pounds weight

of beef and mutton fat, the goods of West Thimbleby.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

170. **THOMAS ELLIOTT** was indicted for feloniously stealing on the 15th of December, a pewter quart pot, value 1s. a pewter pint pot, value 6d. the goods of John Smith.

JOHN SMITH *sworn.*

I keep the Cock ale house, Snow-hill; I cannot tell how I missed the pots; I can tell how I took them; the prisoner was in my house about three quarters of an hour before he was brought back.

JAMES EWER *sworn.*

I am a soldier in the third regiment of foot guards, a private; I saw the prisoner at my quarters with the pots, on Saturday the 15th of December, at the Horse shoe and Magpye, Middle-row, Holborn; I never saw him before in my life till that time; I suppose he came about seven o'clock, or thereabouts; he was in the tap room; he began to be obstreperous in the house, and he dropped some pots; I went with him to Mr. Smith, and there was one pint pot and a quart pot produced to Mr. Smith; but I cannot tell who produced them; he said, they were his property; but I cannot say that he said the prisoner stole them; I know nothing more except there was a scuffle ensued in bringing him along, and there was a pint pot found at my landlord's, it was found after I was escorting the man home to Mr. Smith's; how that pint pot came there at his side I don't know.

WILLIAM CADWELL *sworn.*

I am a painter by trade; the prisoner came into the house with a view to have
U something

something to drink, it was at the Horse shoe, Middle-row; but whether he had or had not I know not; I heard somebody call for a pint, but whether it was him or no I cannot say; he moved himself from the place where he first seated himself down, to an upper box, and afterwards he seated himself at the lower end; by moving himself this quart pot fell out of his apron, the pot fell down, I caught it on the road; I took it up and asked him how that pot came there? he damned my eyes, and said, it was one of my pots, thinking I was the landlord of the house; I told him it was a mistake, and he threatened to strike me; now, says I, if I find you are a pot stealer I will not let you go; the soldier came up and asked what was the matter; says I, this man is a pot stealer; says the soldier, he shall not affront you; we took him away to where the pot directed, and in the scuffle the pint pot dropped from him afterward.

Q. Did the pot go with him?—I took neither him nor the pot, the young woman picked it up afterward, and the quart pot the soldier took to Mr. Smith's house.

Court to Ewer. Did you carry a quart pot there?—I did not carry the quart pot there; but I was along with the people that did; who did carry it I cannot say, for there was a good many of us.

Court to Cadwell. Did you deliver the pot to the soldier?—I did.

Court to Ewer. Did you receive the pot of Mr. Cadwell?—I did not; I saw another man receive it, and I saw it carried to Mr. Smith, and it was the same pot.

Court to Cadwell. What was the name on the pot?—Smith.

Q. What was the sign?—The sign of the cock.

Court to Smith. Was you at home when these people came?—I was at home when the prisoner first came.

Q. How long was the prisoner at your house that day?—He had been about

three quarters of an hour from the time they brought him back.

Q. Did you see a pot at that time?—No.

Q. Now when the pot was brought back how do you know that quart pot was your's?—I know it by my own name, and I know it by my own sign.

Q. How long have you been a publican?—Many years; the man confessed to myself in Gaol; when I took him to the compter he cried and said, it was the first time he ever did such a thing in his life; I desired him to confess it.

Prisoner. I never saw the pot, it was taken from under the table, I kicked my foot rather against it, this gentleman took it up and looked at it and said, it did not belong to the house, I must have brought it in; I never saw the pot till it was taken from under the table; I work with my father at carpentering.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

171. GEORGE JACKSON was indicted for feloniously stealing, on the 31st of December, one Beaver hat, value 8s. the goods of James Wilkinfon.

— WILKINSON *sworn.*

My husband is a journeyman hatter; it was a hat that came to be done up; my husband is answerable for it; I had it going to have it finished; I was in Whitechapel going to my husband's shop where he works, to have an iron put to it in order to finish it, for the sake of the 18d. coming along two young men stopped and looked me right in the face, they continued following me and whispering at every light they came to; they passed and looked at me before and behind, they looked at me at every window; when I came to the end of Castle-

Castle-street the prisoner made a snatch and ran, this was at the corner of Castle-street, Houndsditch; the hat had been put in shape and I had my hand in the crown; I continued crying stop thief! he had taken it out of my hand; this was about a quarter before seven in the evening, on Monday the last day of the old year; there were lamps all the way.

Q. What did he do with the hat when he was pursued?—I don't know.

Q. Did you loose sight of him?—I did just as he was taken, then the mob came round; the hat has never been found.

Q. From the time you saw him in Whitechapel till the time he was taken, did you observe him enough to see that he was the man?—I have no doubt at all about it.

RICHARD WHITEHEAD *sworn.*

I am an officer of the patrol of Bishopsgate; I happened to be talking to a brother officer, and I heard the cry of stop thief! and by the light of the lamps I saw some people running, and seeing the person run from where I heard the voice come of stop thief, I went in search of the hat, but never found it; the woman came up soon after; she seemed much frightened, at that time she was not positive to his person; but the next day she positively swore to him, taking more particular notice.

Q. Did she say that at any time before she was at the hearing?—She did at different places where we were together.

ANTHONY TWYDELL *sworn.*

I am a linen draper. On Monday the 31st of December I was going across Castle-street, I heard the cry of stop thief! the prisoner came past me, and I immediately pursued him, and I saw the constable stop him; I kept in sight

all the way, and the woman came up immediately, he ran much faster than she; she said, she had lost a hat; we went back to look for it, but could not find it, it was not found at all; I don't recollect the prisoner said any thing only that he had not got it.

THOMAS SAPWELL *sworn.*

I am an officer of Bishopsgate ward; I heard the call of stop thief! and I assisted in stopping the prisoner; I saw him taken, the hat has never been found, the woman said at first she could not swear to the man, she was so much frightened she could not tell me; I searched him and found nothing at all upon him; I carried him to the watch-house, and they were about ten minutes there together; I found another hat there on him which was not this person's property; I kept him on the charge of Mr. Twydell.

Q. I would wish to know whether this man was taken to the comptor on the charge of this woman or any other charge?—I took him rather on the charge of Mr. Twydell, because he saw him run with the hat in his hand.

Twydell. He had something in his hand when he passed me; I cannot swear it to be that hat.

Court to Whitehead. The woman seemed very much frightened, and not positive to the man; I ask you this at the time that this man was taken up was he taken to the Compter for the charge of this woman, or for the other hat?—For the hat which the woman had lost; she said, she would not be positive, but she believed him to be the person.

Prisoner. I know nothing at all about it; I never was in trouble before in my life; I was coming home from my work; I had been and earned a shilling and fetched that hat out of pawn which the gentleman took away from me.

Court to Prosecutrix. How happens it you was more positive the next day than the

the day before?—I could not give charge; I said at the watch-house that the prisoner was the man, but I would not give charge.

Court to Sapwell. Your evidence was that she would not swear to the man?—I asked her in the watch-house if she knew the man; she said, she did not.

Q. Did she swear to the man?—Not till the next day, I don't recollect that she did that evening.

Not GUILTY.

*Fried by the first Middlesex Jury before
Mr. RECORDER.*

172. THOMAS WILSON was indicted for that he, on the 6th of October in the parish of St. Mildred in the Poultry, had in his custody and possession, a certain piece of parchment wherein was printed and written, a certain writ of our lord the King, called a latitat, which said writ purported to be duly issued from our lord the King, against a certain person whose name is as yet unknown, and John Doe at the suit of a certain other person, whose name or names are unknown, in a plea of trespass, in which said piece of parchment, in pursuance of the statute in such case made and provided, there had been made a certain stamp, and affixed to the said piece of parchment; wherein was inserted six-pence, six-pence, six-pence, six-pence and six-pence, then payable to our lord the King, by virtue of the statute in that case made and provided, on which any writ of latitat shall be engrossed and written, which was denoted to be duly paid in pursuance of the statute in such case made and provided; and he afterwards, on the 6th of October and in the same parish, unlawfully, fraudulently and feloniously did erase and scrape, and caused to be erased and scraped out, the names of the said persons so as aforesaid, then written in the said

writ of our lord the King called a latitat, as yet unknown, with intent to use the said stamp for a certain other writ of our lord the King, called a latitat against Thomas Crosfield and John Doe, in a suit for 40l. the said several debts of six-pence, six-pence, six-pence, six-pence and six-pence being then due and payable to our said lord the King, in respect to the last mentioned suit against the peace of our lord the King, and against the form of the statute.

(The case was opened by ———)

CROSBY HILL *sworn.*

I am clerk at the Secretary's office; this is the original writ against Crosfield at the suit of Clowes.

Mr. Knowlys, Prisoner's Counsel. I believe you have known the prisoner Wilson for some time?—I never heard any thing against him till this.

THOMAS VINCENT *sworn.*

This writ was brought to me by a young man; I delivered it to John Atkins, and he brought me a warrant down; I went to the King's head in Wood-street, there I found the defendant Crosfield in custody with the bail and Mr. Wilson, Mr. Wilson wished me to execute the writ; but I objected to do it, because he was in custody of his bail. In some other transactions we went to Mr. Wilson, and Mr. Wilson expressly wished me to execute that warrant; I objected to executing the writ because Mr. Clowes, the plaintiff in the writ, was one of the bail in the former transaction, and it was by his consent that I should not execute that writ; that he said in the hearing of the prisoner Wilson.

Q. What did Mr. Wilson say?—He did not say any thing than that he desired me to execute it; I did not execute it, I took it away with me and left the defendant

dant in custody of his bail; there was much conversation about it, but I thought it not proper to execute it; I recommended the bail to take the defendant Crosfield into Middlesex. In about half an hour after the bail brought the defendant Crosfield to my house, and Mr. Wilson was with them; the bail stayed with me till about eleven, and they left the defendant; I conceived it to be on this writ, Mr. Wilson went away in the coach with them, Mr. Wilson did not stop at all; I detained him on this transaction.

Mr. Knowlys. What time was it they came first to your house?— About six or seven o'clock.

Q. In point of fact, the office shuts at six o'clock?— The secondary office shuts at six o'clock.

JOHN ATKINS *sworn.*

I received that writ from a young lad that brought it from Vincent; I went up to the office and got a warrant on it.

WILLIAM COOMBE *sworn.*

I am an attorney; on the 6th of October was the first time I gained any knowledge on this subject; on the 6th of October Captain Coffin called at my house, and went to Vincent's; I went there to act for the benefit of Crosfield; I desired to see the warrant which held him, and made a search on the day following.

Q. Did you find that any such process had regularly issued?— There had not; I could find no traces that any writ had issued at that time; I could find no traces of it at any office; there was no writ issued on the 6th, nor no affidavit on the 6th that I could find.

Mr. Knowlys. You being an attorney and acting for Crosfield, you knew that he left his bail in the lurch. Do you know whether his bail had laid hold of him?— I did not know any thing of the circumstance.

Q. Was it unknown to you that bail had been given to the amount of 200l.

was it not known to you?— I saw that there was some bail for 130l.

Q. You made no search whatever till the Tuesday; in point of fact, you found that a writ had been issued on Monday, and a regular affidavit, and another on Wednesday for the same purpose and effect; who appeared to be the attorney?— Peregrine Palmer.

WILLIAM HERNE *sworn.*

I am the under sheriff; in consequence of Mr. Coombe's application to the sheriff, complaining that a man had been detained illegally, I took a good deal of pains, and found that Mr. Wilson, the prisoner, issued out the writ; I went to him, and told him that a complaint had been made to the sheriffs, that Dr. Crosfield was detained illegally; that I had been at the office and seen the writ, and it was full of erasures; that I had applied to the plaintiff, who had directed me to him, Mr. Wilson; the plaintiff was Mr. Clowes; I desired him to explain how the writ came to be so full of erasures; he said it was a mistake of his, but he had rectified that on Monday; I asked him what that mistake was, he said the man was in the custody of his bail, and he did not wish the bail to be detained all night, and the government was not defrauded; he told me he had made use of another writ, and had altered the writ; that there was a real writ issued on Monday, and therefore the government was not defrauded. This was on the 11th that he told me this, that the government did not suffer, for there was another writ sued out on Monday.

Mr. Knowlys. This was in consequence of a complaint made to you by Mr. Coombe?— It was.

Q. This was on the Saturday after?— It was.

JOSEPH NEAL *sworn.*

I am the sealer to the writs; I have an account of the writs I sealed on the fourth and sixth of October.

Q. Look on the sixth. Did you on the sixth seal any writ in which Peregrine Palmer was the attorney?—No, for we always enter the attorney's name.

Q. Now turn to the 4th.—There are two sealed of the name of Willey, to whom Mr. Wilson is clerk, but none in Mr. Palmer's name.

Q. Then there was none sealed with the name of P. Palmer on either of the two days?—There was not.

Q. Look at this writ.—This writ appears to be sealed on the 4th of October.

Q. On the 4th of October there is none of P. Palmer's.—But this was sealed the 4th and Mr. Willey had two writs that day; the name of the attorney is erased out in this writ; there never passes such a writ as this at the office; to this the name, not only of the attorney, but also of the defendant and plaintiff, has all been erased out. On the 8th Mr. Palmer had a writ sealed, and brought by Mr. Wilson, who is clerk to Mr. Willey.

Mr. Knowllys. How early on Monday morning was this writ issued?—At a quarter after ten; the office opens at ten precisely.

WILLIAM PROVO *sworn.*

I am the signer of the writs. I have got my Præcipe of the 6th of October; I have no præcipe in which Palmer is the attorney, or of which Crosfield is the defendant, on the 6th.

Q. Have you on the 4th?—I have a præcipe in the name of Willey.

Q. Have you, on that day in which P. Palmer is the attorney, any præcipe which correspond with the sealer's account of writs of Mr. Willey?—I have one on the 4th and not any on the 6th.

Q. Did you find any præcipe on the 8th for which P. Palmer is the attorney?—I have one on the 8th; I have a præcipe which is the warrant to this writ, together with the affidavit sworn with me on the 8th.

Q. Who brought the affidavit?—Mr. Wilson. The jurat was dated the 6th; it was not the proper day; I altered it to the true day.

Q. What was the date of the præcipe?—The 6th.

Q. Have you any præcipe corresponding with this writ on the 11th?—I have one on the 11th, P. Palmer attorney, against the said defendant and by the said plaintiff, and a fresh affidavit sworn before me, on the 11th; that on the 8th was for Mr. Wilson, that on the 11th was for Mr. Palmer.

Mr. Knowllys. I think your office shuts at six o'clock?—It does.

Q. Any person coming after six would be too late?—They might have it done after that time if they pay extraordinary.

THOMAS MAJOR *sworn.*

I am the person employed to engrave the dies at the stamp office.

Q. Is that the impression of the stamp which was proper for the 6th of October, 1792?—It was.

Mr. Knowllys. It appears to me that this indictment does not describe that which in law is a latitat.

Court. If your objection was of any force, it could produce no more than an arrest of judgment.

The prisoner called two witnesses, who gave him an excellent character.

GUILTY. (Aged 29.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Justice BULLER.

173 WILLIAM HARYEY and SAMUEL WARD were indicted for feloniously stealing, on the 27th of December, 36 trusses of hay, value 3l. the goods of THOMAS WITHERS.

The

(The case was opened by Mr. Knowlys.)

Not GUILTY.

Tried by the first Middlesex Jury, before

Mr. Justice BULLER.

174. THOMAS GORE was indicted for feloniously stealing, on the 24th of December, a wooden wheel-barrow, value 5s. six feet of deal quartering, value 12d. and twenty-nine earthen garden pots, value 2s. the goods of RICHARD HAYNES.

RICHARD HAYNES *sworn.*

I live at Edgware Road, Paddington; I lost twenty-nine garden pots, on the 24th of December; they were taken from my garden in the night time, between Sunday and Monday; I did not find them; I was sent for on Monday the 24th to Marybone watch-house, to go and look at my property; I was not at home; I came home about six or seven in the evening, and went down to the watch-house and saw the things, and knew them to be my property, as charged in the indictment; I cannot bring any thing myself against the prisoner.

HENRY BATES *sworn.*

About ten minutes before five in the morning, on the 24th of December, I was walking in Oxford-street, near Bird-street; there is a public house at the corner; under whose tap room window I saw this wheel barrow stand, with this piece of quartering laid across the barrow, covered up with a bit of old canvass, which gave me great suspicion that they could not be lawfully there at that time of the morning; with that the publican came out to undo the flap of the cellar window. I asked him if there was any body in that house that would own that barrow. I stopped there about a couple of minutes till I saw some body come out; the pri-

soner at the bar came out; I asked him how he came at that time of the morning to be with that barrow; he said he was sent by his master who was one Mr. Bell, who lived in Long-acre. I asked him when his master sent him, he told me that the night before his master ordered him to go at four o'clock in the morning. I asked him where he lived, he said he lived in Long-acre. I asked him at what time he left Long-acre, he said at four o'clock. I said my friend how came you to go so quick, to go up to Paddington and come all this way back, and he owned he had been a quarter of an hour in the public house; I then took him to the watch-house; I said he must go before the constable of the night; the constable of the night is here; and I took him to the justice's the same day; the bit of quartering and the garden pots are at the watch-house; the barrow is not here.

Q. What things did Haynes see at the watch-house?—He saw the wheel barrow, the two bits of quartering, and twenty-nine garden pots.

WILLIAM JACKSON *sworn.*

I was constable of the night; he was charged by Bates; I asked him how he came by that property, he said his master, Mr. Bell, had a house repairing at Paddington, and he had been at Long-acre for these things; says I, I will take charge of you for an hour and a half, if he would send any body to Mr. Bell and if he would come, I would not take him into custody.

Prisoner. I am very sorry I did do it; I porter for a gentleman the corner of Cranbourn Alley; it is a linen draper's shop; I am twenty-one.

Jury. We think he is in a state of insensibility.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Justice WILSON.

JOSEPH

175. JOSEPH STOKES and THOMAS WALKER were indicted for feloniously stealing, on the 8th of January, a linen shirt, value 5s. the goods of JOSHUA WALKER.

JOSHUA WALKER *sworn*.

I lost a shirt on Tuesday last, the 8th of this month.

WILLIAM BENNET *sworn*.

The prisoner at the bar brought the shirt to me on Tuesday night; he asked me five shillings, and as such I gave it him; his name is Joseph Stokes; I should not have bought it but on condition that I thought he came honestly by it.

JOSEPH WALKER *sworn*.

This is the shirt that I wore, I lost it the day before yesterday, Wednesday; I believe it was enquired for all over the shop, by the maid to wash it.

Prisoner Stokes. Tuesday night after I left work I saw this other prisoner and he had got this shirt under his arm, and he asked me if I would part with it for him, I told him I would; I went and sold it to that person for 5s.

The prisoner Stokes called three witnesses to his character.

Prosecutor. Both the prisoners are servants of mine.

Both not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice BULLER.*

176. JOHN PARROTT was indicted for feloniously stealing, on the 1st of January, a linen shirt, value 3s. a pair of worsted stockings, value 2s. a linen night cap, value 1s. a worsted night cap, value 6d. and a linen handkerchief, value 4d. the goods of James Cuff.

JAMES CUFF *sworn*.

I am a shoemaker; I am a lodger; I lost a shirt, two pair of stockings, a linen night cap, a worsted night cap, and a linen handkerchief; I did not see the prisoner take them, but here is a witness that saw him take them; I lost them from the Duke's Head, Tottenham-court road; I left them under the seat in the house, I called for a pint of beer and went out to make water; I left them in the tap room; I suppose I missed them an hour and a half before I saw them; I missed them in a quarter of an hour, the patrols took up the thief with them; I found them in the watch-house; because I missed my things, there was a young fellow there that said he believed that this Parrott had taken them, and that he was gone there with it, and that the patrols had taken him to Drury-lane watch-house; I went to the watch-house and found my things; the prisoner was taken at the same time, the things were looked over, and has been in their custody ever since.

PATRICK FLUDD *sworn*.

I am a patrol; I found this bundle in the prisoner's hand on the night of the first of January, as he came out of the public house between ten and eleven o'clock; he came out of the Duke's Head public house, I saw him come out with a pipe in his mouth at the same time.

Court to Cuff. What time was it you went into the public house?—About three quarters past nine.

Jury to Cuff. Did you see the prisoner in the public house?—I did.

Court to Fludd. When you stopped him with the bundle did you ask him to whom the bundle belonged?—I did, he said it belonged to himself; I asked him what was in it, he could not tell me; I carried him to St. Giles's watch-house, the prosecutor was not to be had, and the prisoner was discharged; the man was taken up

up again, I met him, my partner and I we met the prosecutor, he asked if we were the people that took the prisoner; I had just parted with the prisoner, and he was in the Brown Bear, Broad St. Giles's, I went in after him and took him, and brought him out of the house; I then took him to the watch-house, the prosecutor came there and proved his property; I kept the property, here it is all that I found. (Deposed to.)

Jury to Fludd. You said you met the man coming out of the public house, do you mean the public house which the prosecutor has described, where he lost his property?—Yes, I met him coming out of the Duke's Head.

Prisoner. I have nothing to say.

GUILTY. (Aged 22.)

Imprisoned one month and publicly whipped.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

177. JOHN DINGLE was indicted for feloniously making an assault on the King's highway on Barnard Barnard on the 7th of January, and putting him in fear, and feloniously taking from his person, and against his will, 2s. in silver, two halfpence, and a linen handkerchief, value 8d. the goods of the said Barnard Barnard.

BARNARD BARNARD sworn.

I am an old clothes man by trade, I was robbed last Monday between twelve and one o'clock, at the corner of Lewkener's-lane, Drury-lane, I was crying old clothes; the prisoner at the bar he and another they said old clothes man what have you got in your bag? I told them I had nothing; the prisoner was the man that

said that; he says, damn your eyes I want to see what you have got in your bag; I have nothing at all, says I, then they wanted some money of me, he damned my eyes, and said, I want some money of you, that was his speech; I said, what shall I give you money for? immediately he put his left hand to my throat for to kill me, and he immediately put his right hand to my breeches and took out two shillings and a penny; the other man took no part in it at all; he put my hat down and gave me a knock on my head over my hat, and said, damn your eyes there's for you; I cried murder! murder! he blocked my hat on this way, after that he then ran off. I went to Bow-street to get a warrant for the people; he did not take any things of me but two shillings and a penny, and an handkerchief; I went to Bow-street, but Bow-street was so full, so I went to Marlborough-street.

Q. Had you ever seen the prisoner before?—No, but I am sure he is the man that robbed me of my money, I am sure he is the man; I have no doubt about it.

Q. How long might he be about it?—I don't believe it was five minutes; he came with such a force that I was frightened out of my wits.

Q. Now if you was frightened out of your wits, and as you was greatly alarmed you was less likely to know the man?—I am sure he is the man; the first time they came and called me down I took an oath of the man.

Q. Where did you find him?—In Lewkener's-lane, in a public house in the same street where I was robbed.

Q. When did you find him?—On Tuesday the next day, then he was apprehended, the officer is here, and I went in, he had a pint of beer, and I said directly, there is the man.

Q. When you went into the public house was any body there in the public house?

Y.

house besides the prisoner?—Yes, three or four, the prisoner was drinking a pint of beer by himself and smoking a pipe; I said to the officer, there is your man; there was a good many in the room, but not with the prisoner.

Q. How came you to go into this public house?—I saw him go in after he had done the robbery.

Q. Why did not you go in then?—I did not like to go by it then because I was afraid I should be murdered.

Q. Was he examined by the officer in the public house?—No, he was carried to Marlborough-street and searched; I have never seen any of my property since it was lost.

Q. When had you seen your handkerchief before this?—Not two minutes.

Q. When had you seen your money?—The same moment; I had no more in my pocket than 2s. 1d.

Q. Your handkerchief and money was in two pockets; when had you looked at your money before you was robbed?—He opened my breeches pocket and took the money out.

Q. Did you see it in his hand?—I did not, I will not take a false oath.

Q. When in the course of that day had you occasion to change your money, or look at it. When did you put that money in your pocket?—Nine o'clock in the morning; I put it in as sure as I am a living man.

Q. How came you to know it was 2s. 1d.?—I put 2s. in to buy things of the people that gave a call and a penny to spend.

Q. Had you breakfasted before you came out?—No.

Q. Did not you eat any thing in the course of that day?—No, none at all.

Q. Have you ever prosecuted any body here at all before?—Yes, but not for my own robbery.

Q. Do you know what is the reward in this case?—No.

Q. Did not you ever hear of a reward in this case?—No, never upon my oath.

Q. How long have you lived in London?—Thirty years.

Q. On what prosecution was it you was in this court before?—For Mr. Cooke about a box coat.

Q. Have you been here thirty years in London and never heard of a reward for an highway robbery?—I never did.

Q. Did not the officer tell you any thing about it?—No, the officer never spoke good nor bad.

Q. Do you mean to swear that you never have been here as a prosecutor before?—No, never; I stopped the people with the box coat.

Prisoner. He says I was drinking a pint of beer in Parker's-lane.---It was in Lewkenor's-lane.

ROBERT BERESFORD *sworn.*

I belong to the Bow-street office. I am constable at St. Clement's; he said he had got a warrant, but he could get nobody to serve it; he and I went up to a public house in Lewkenor's lane, and he was smoking a pipe, the first public house down, the sign I don't know; we went in first and the man was not there, about ten or eleven o'clock we went there again, in about an hour and a half after, and then the man was there smoking his pipe; I told him after the first time he had better go his rounds and cry his clothes and then we would go up again; we went again, and there the man was smoking his pipe. I knew him the moment I went into the house as soon as I came into the house, the prisoner was there, I told him to put his pipe down he must go with me; he was in the room at the edge of the bar, rather more in the tap room than in the passage; the room was full of men and women; I told him to put down that pipe and go with me; that was the first thing that passed.

Q. How long have you been a constable?—Three or four years.

Where

Q. Where was the prosecutor?—The prosecutor was just gone in before.

Q. Did you say you are the man I want, or was it the prosecutor pointed out the man to you?—The prosecutor went in first, and when I went in I said, you are the man I want; I took him on the prosecutor's description.

Q. Did the prosecutor point him out to you, or had he given you such a description of him as you could have taken him without?—No, I could not have taken him without his description. He put his pipe down and came directly very quietly, he dropped it down.

Q. Did the prosecutor make any charge of what he had done?—Not to the best of my knowledge; he never said a word, he came as quietly as a lamb; I brought him down to Bow-street, and there I searched him, and I found a sixpence, a penny, two farthings, a knife, an old ragged handkerchief, it had been a neck handkerchief, two leather gloves and a woollen one; the prosecutor knew not of them; the prosecutor had said what kind of a man he was; but I should not have known him except he had been with me; he said, he had been very ill used by a man in a striped coat and green baize apron; he told me this before he saw him; when I saw him at first in the morning his face was red just under his eyes, where the blow had been; he said he had been ill used by a man in a green striped coat and a green baize apron; he said, it would be a charity to serve the warrant for him, for he had not a farthing in the world to bless himself with; but I understood it to be for an assault, and not for a robbery, he said nothing about the robbery till I got to Bow-street.

Q. Then you understood the man to say that he had been ill used and assaulted, and you did not understand him to speak of the robbery?—I did not, he gave an account of his being ill used at Sir Sampson Wright's door, about ten

o'clock Tuesday morning; I did not understand it to be a robbery the first time, he mentioned it the second time that I went to the house for the prisoner, but I cannot swear he did the first.

Q. Then when you went to take him the first time you went to take him for an assault?—I did; I never had the warrant in my hand.

Q. When you went the second time what did you know of it?—I thought it was for the same till I got the warrant out into my hand; the warrant was for a robbery. (Produced.)

Q. During the whole of the time you was with him had you no talk about a reward?—I did not.

Q. Do you know whether this man has been in Court before?—I believe he has.

Prisoner. I wish to know whether the gentleman did not come and take me out of Parker's-lane, the Bleeding heart?—It was in Lewkenor's-lane the first public house in the lane that I took him, on the left hand, the sign I don't know.

Q. You went twice into this public house?—I did, it was the first turning in Great Queen-street on the right hand and the public house is the first on the left hand.

Court to Prosecutor. Your warrant I see expresses John Dingle otherwise John Jones; how came you to know his name?—I took the warrant out in any name.

Q. Did you give a description of his person?—No.

Court to Beresford. When people come to your office to take up persons who are charged on information, and who may describe the person, but not know the name, do you fill up any name?—I never go out on any of them informations, I always understand a man can take up for a robbery without a warrant.

Court to Prosecutor. Was there any body by at this time?—No, my lord; a woman

man cried for shame don't use the man ill.

Q. Did you try to find her?—No, I could not find her.

Fury. I think you said you was afraid of your life whenever you went down there?—I was, Gentlemen; I have stopped several robberies.

Court. Do you mean to say that you never was here but once?—I never was here in any prosecution of my own; I was in one robbery I stopped about eight years ago; I stopped the robbery then.

Q. Do you now on your oath undertake to say that you never was here as a witness but once?—But once.

SIMON WELLS sworn.

I am a house keeper; I live at No. 76, Wardour-street, Soho; I have been

there twenty-five years; I happened to be at Hicks's-hall yesterday, I went to file a bill against the two patrols of St. James's parish, Ivory and Miram; I am one of the constables of St. James's parish, it was between five and six last night, and I was waiting outside of the door of the grand Jury room, Clerkenwell; I don't know the prosecutor's name, the Jew he was telling me that he had been robbed, and what business he was there upon; I heard the constable say, I took him in Lewkener's-lane, I knew where to go and prick for him.

Not Guilty.

Tried by the first Middlesex Jury before

Mr. RECORDER.

[The fourth being the last part will be published in a few days.]

THE WHOLE
PROCEEDINGS

SESSION ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 9th of *January*, 1793, and the following Days;

Being the SECOND SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

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THE WHOLE
P R O C E E D I N G S

ON THE
KING's Commission of the Peace, Oyer and Terminer
and Gaol Delivery for the CITY of LONDON, &c.

178. **B**ARBARA BOWERS was indicted for feloniously stealing, on the 5th of January, a silk cloak, value 20s. the goods of John Tyler and Thomas Laycock.

JOHN TYLER *sworn.*

I am a pawnbroker, my partner's name is Thomas Laycock. On Saturday the fifth of January the prisoner came into my shop and asked to look at a black silk cloak; I took one out of the window and gave it her; she observed the shop was too dark to look at it, she would take it to the door; I did not take particular notice of her for the space of a minute till I was alarmed by some people in the shop that the woman had run away with the cloak; there was five or six in the shop at the time; I immediately ran round the counter to the door, and a young woman who was in the shop ran round with me; I observed she was four or five doors from my house, when she found she was pursued she turned into a pastry cook's shop; I followed her into the pastry cook's shop, and I found the cloak on her; she was walking when I first saw her, the cloak was tucked under-

neath two other cloaks which she had on; I charged her with stealing the cloak; she talked something, but I did not hear what; I opened her cloak and there I found it; this was after I had done charging her with it. I know it was my cloak by the paper that was on it of my own writing 1l. 5s. I can swear to it; I did not observe her to go out of the house.

MARY TILL *sworn.*

I am a servant; I was in the shop at this time of Mr. Tyler; I saw him give the woman a cloak; he was serving other customers at the time; he left her; I saw her looking at the cloak, and she went out of the door with it; I told him of it; I see her go out, and I said, there is the woman has gone with the cloak; I did not see where she put it.

Q. Did she walk or run?—She walked; I followed her, and she went into the pastry cook's shop; Mr. Tyler followed her there and took it from her, it was under her arm all of a heap.

Q. Did she say any thing at all about it?—No, she did not; Mr. Tyler took it from under her arm.

Prisoner.

Prisoner. Did it not rain very hard?—
Yes, it did

CHARLES ALLEN *sworn.*

I am an headborough, and live facing Mr. Tyler; I saw Mr. Tyler take the cloak from her, from under her arm just as I got up, Mr. Tyler took it before I came, and I thought it proper for me to keep it. I never saw the woman before in my life.

Prisoner. I had been seeing a brother of mine that was come home from sea; I was got a drop of liquor, and there was a young woman standing at the window, says she, mother I want to buy a black silk cloak; she also said, she was ordered, as it was twelfth day, to buy a twelfth cake, and she would go in and buy one at the pastry cook's, say she, if you will come in with me I will go and look at it; I went in, the gentleman gave me the cloak out of the window, and I looked at it, the price of the cloak, as I thought he said, was 30s. I went to the door and I saw that the young woman did not stand at the door, and I went to the pastry cook's, and it rained very hard, and I asked the pastry cook woman whether a young woman had not come in there to buy a bunn; and that is all as I expect mercy of God and you.

GUILTY. (Aged 39.)

Imprisoned three months and fined 1s.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

179. SARAH BROOKES was indicted for feloniously stealing, on the 7th of January, a pair of womens stays, value 20s. a black silk gown, value 20s. five yards of printed cotton, value 15s. and a linen napkin, value 1s. the goods of Robert Loton, in his dwelling house.

ROBERT LOTON *sworn.*

I am a gardener; I am an house keeper; this here person nursed my wife, she was nursing her when the things were stole; I lost a pair of womens stays, a black silk gown, five yards of printed cotton and a linen napkin; I cannot tell in what particular manner I lost them; I missed them the 7th of this month; she had been with me ten weeks, my wife has been keeping her bed. I have seen all of them at one pawnbroker's.

JOHN FRANKS *sworn.*

I live with Mr. Clarke the pawnbroker at Hampstead; the prisoner pawned the stays the 19th of December; I have no doubt about her person; I knew her very well; I have got a black gown and some cotton, pawned the 21st of November; the gown and cotton were pawned both together, and one duplicate for both; the linen napkin was to wrap the stays in and keep them clean; I have seen the prisoner three or four times; I know it is the same person; I am sure.

Q. Did you ask her whose they were? —We knew she got her bread by nursing; they were pawned in the name of Sarah Brooks, her own name.

Prisoner. I told you they were not mine.—I did not hear her say so as I recollect.

ROBERT ARNS *sworn.*

I am beadle and headborough in Hampstead; I know nothing more than Mr. Loton's coming with the warrant to apprehend the woman; nothing passed material.

(The things deposed to by Mr. Loton, the stays by giving 1l. 15s. for them himself, and the black silk gown by its being made rather old fashioned.)

Prisoner. I don't disown pledging these things. My master owed me a
sum

sum of money, and when I was repaid I thought to replace them.

Prosecutor. She never applied to me for money, she always had money.

Prisoner to Prosecutor. Did not you make me run in debt for two or three, nay five weeks successively?—I gave you no such orders.

GUILTY of stealing to the value of 39s.

Imprisoned three months and fined 1s.

Tried by the first Middlesex Jury before
Mr. RECORDER.

180. **JOHN CROSS** was indicted for feloniously stealing, on the 17th of December, twenty pounds weight of old iron, value 1s. 8d. the goods of Edward Brown.

EDWARD BROWN *sworn.*

I live at Hampstead; I lost some old iron the 17th of last December, on Tuesday; I had seen it two or three days before at my shop; the patrol, John Hawkins, brought it to me the same day, Tuesday, between the hour of six and seven; I cannot swear to it positively, one of my servants can, I believe it to be mine; this man had been a servant to me between two and three months.

STEPHEN JORDAN *sworn.*

I can swear that to be my master's property; this piece had been a bar to a window; John Hawkins brought it back the 17th, at night almost seven o'clock; that chimney bar is the only piece I can swear to, we had had it in the house about a fortnight before he had had it.

Q. What are the marks about it?—It had been along with the mortar; I should have known it twenty miles off, and immediately I should have said it was my master's bar.

THOMAS ARNES *sworn.*

I am the constable of Hampstead; the patrol brought the prisoner up to me with the iron, on the 17th about seven o'clock at night; I kept the iron.

JOHN HAWKINS *sworn.*

I am a patrol; I found the prisoner with the iron near Chalk house-lane Inn, in Hampstead-road, he had it in a basket, he flung it across one bar and had it on his shoulder; I took him to Mr. Arn's and left the things and him there; the prisoner never escaped from me; I asked him where he was going; he said, to London; I asked him where he brought it from? he said, from Mr. Brown's at Hampstead, for the iron was not fit to use; he said, he had forgot the name of the street he was going to, it was near St. Giles's; he said he would leave the iron with me and fetch Mr. Brown; I told him I could not let him go; I took him up to Mr. Brown, as he had told me that Mr. Brown had ordered him to take it to London.

Prisoner. I put myself entirely on the mercy of the Judge and Jury; I leave myself entirely to this honourable court.

Court to Brown. Did you give him authority to take this away?—I did not, I was in London at the time

GUILTY. (Aged 50.)

Imprisoned six months and publicly whipped.

Tried by the second Middlesex Jury before
Mr. RECORDER.

181. **WILLIAM EATON** was indicted for feloniously stealing, on the 29th of December, fifty pounds weight of lead, value 12s. belonging to Job Hoare, affixed to a dwelling house of his, against the form of the statute.

JOB.

JOB HOARE *sworn.*

I am a carpenter; I have lost a piece of lead; I am building a new house in Church-lane; I cannot say that ever I saw it there.

WILLIAM SMITH *sworn.*

I am a bricklayer; I did not see the prisoner take the lead; he is a slater by trade; I saw him at work on the same day, on the new house that is building belonging to Mr. Hoare, it was the 29th of December last Saturday; I saw the prisoner slating on the same building that day in the afternoon; at night between six and seven o'clock there was an alarm given that one of my men had stole a piece of lead, in consequence of that I ran out, me and several of us, we were in a public house, to the field where the building was in, in consequence of this I ran after the prisoner and another man that was his labourer; I passed this and ran on to the other, and stopped him and brought him back, and met this, and when I stopped him I asked him what he had got there? he had this piece of lead on his head tied up; I believe it cost about 12s. I have kept that lead ever since; as soon as I stopped him it was taken off his head immediately; I gave him to the watchman. In going by the building some of the people asked him where he got it from? he said, damn you what is that to you, I bought it; with that his other partner said, no, he did not; this man would not reply any more, and I said immediately when I came to open the lead and look, that it was taken from over the shop house belonging to Mr. Hoare in Skinner's-fields, and immediately I went up to the house and felt, and found it was gone; it was dark, and immediately I gave charge of him to the watchman; I missed the lead from behind the chimney of the back gutter; the watchman took him to the watch-house; I brought

the lead the next morning, and fitted it on to the place where it was taken from; it was exactly the quantity and the nail holes and all fitted, and the flap fitted, and what is beat up against the wall the flushing fitted; I have no doubt but it came from the place, the whole piece was taken away, it exactly fits the gutter.

Prisoner. You said that I was at work that day at the building; I never worked at the building in my life.

Court to Prosecutor. Did you go and see if the lead was missing?—I went up on the Monday following.

Prisoner. I was going to my master's to be paid my wages Saturday night; I was going down the London road, and on the road side I saw this lead and picked it up; I said to the young man that was with me, we will take it to the turnpike and see who owns it; I was going down and this gentleman took me and charged the patrol with us.

Court to Prosecutor. Are you satisfied that that man was on the building?—I am satisfied I saw him on the building; I am sure he is a slater.

GUILTY. (Aged 26.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

183. **MARY GASHER** was indicted for feloniously stealing, on the 8th of January, a tin oil kettle, value 3s. the goods of William Parker.

WILLIAM PARKER *sworn.*

I am an oilman; I lost on Tuesday last a tin kettle standing out at the door; I did not see the prisoner take it; I did not miss it till I was sent for to the office, between six and seven o'clock, and

and I saw it there then; we make use of the kettle every day.

JOSEPH NASH *sworn.*

I am one of the officers belonging to Lambeth-street office, Whitechapel; I know no more than apprehending the prisoner, and the kettle was in his possession on Tuesday the 6th near on six o'clock in the evening; he said, he found it; he was in Wentworth-street just coming out of Catharine wheel-alley, near on two hundred yards from the prosecutor's, going from the house; the kettle was taken to the office and I have had it in my possession ever since; I knew he was not a lamp-lighter.

(The kettle produced and deposed to.)

Prisoner. I was at the public house about ten minutes or a quarter before six; I went to the back door to ease myself, coming round a dark passage I kicked this kettle before me, I looked round to see what it was, and it was this kettle; I took it up, and this gentleman came and apprehended me; I never was guilty of any crime in all my infancy.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

184. THOMAS GRANT was indicted for feloniously stealing, on the 7th of January, a canvas bag, value 6d. one hundred pounds weight of pimento, value 4l. the goods of Anthony Ponblank.

ANTHONY PONBLANK *sworn.*

I am a warehouse keeper; in consequence of being informed that the prisoner was apprehended with pimento, I took my stock of pimento, and found a bag deficient, this was last Tuesday

morning between twelve and one, this pimento was kept in the warehouse; I found a bag deficient; I did not find any more deficient.

GEORGE JACKSON *sworn.*

I am clerk to Mr. Ponblank; on Monday last the prisoner at the bar was at work in our warehouse, at about one o'clock on Monday he was at work, between three and four the prisoner at the bar went down twice, stopping rather longer than usual the second time I went down, I found the prisoner was coming up stairs; I took the keys and locked the door in the warehouse, the outer door; I went up again, and the prisoner at about half past four asked me to let him go out into Thames-street to receive a little money. The property was found on the prisoner in Tower-hill the next day; I never saw him no more that evening; I did not see any pimento was missing then; I went to the public house to enquire for the man to come to work; the man that keeps the house said that he was taken on Tower-hill with a bag of pimento on his back.

JOSEPH WEST *sworn.*

I am a constable; I met the prisoner on Tower-hill; I followed him and asked him where he was going to? he said, he was going to Stepney-causeway; I parted with him, and he went on a little farther into a cornchandler's shop, he carried it up to the upper end of the shop, and I went in and asked the man of the shop if he bought such things as these? he said, no; the prisoner was there, he said, it was odd for the man to bring it in there; with that I told the black man to take it up again, and I intended to take him to the magistrate, he brought it out of the shop and threw it down in the street knot and all, and ran away; I pursued him and took him

him; I had sight of him all the way; I desired the man to take it into the same cornchandler's shop; I left it in the street; I saw it again in three minutes; it has been in my care from that time to this.

(Produced and deposed to.)

Prisoner. Last Monday I was at work for this gentleman a little before dinner; I went down to go to dinner and went to the public house; after I had done my dinner I came out a little before four o'clock, I went up to see if Mr. Jackson was come from dinner, he was not; as I was coming down the lane, there was a gentleman standing up in the tail of a cart with the bag; says he, blacky do you want a job; says I, yes, but I have not got my knot; so I carried the bag into the public house till five o'clock; after that Mr. Jackson came from dinner, I went twice down and went backward, but I was not down three minutes any time; then I told him I had a little way to go, and by that time you have finished sewing these bags up, I will be back again, I told him I would be back in half an hour; he unlocked the door for me; when I came to the man, he says, my lad I have been waiting for you these ten minutes; says I, where am I to carry it to; to Stepney-caufway, says he; what will you give me, says I; says he, 18d. and he says, walk on it seems as if it would rain, and if it should, and you come to a grocer's shop in Rosemary-lane, pitch it down and stay there till I come; I went on and meant to pitch it there, and Mr. West came up and asked where I was going with the bag of pimento; I told him. I then stopped a while and did not see the man I had it of; I took the bag up and walked along a little, but did not see him, and did not notice the cornchandler's shop from the grocer's shop; I goes into the cornchandler's shop and throws it down; Mr. West made me take it up

again; I thought it very hard to be taken with another man's property, so I throws it down and made off, and he halloed stop thief. There is a good many can give me a character from the water side; but there is none here at present.

Prosecutor. On the whole he bears a very good character; I had a great opinion of him.

GUILTY. (Aged 52.)

Recommended to mercy.

Imprisoned six months and fined 1s.

Tried by the second Middlesex Jury before
Mr. RECORDER.

185. JAMES KINSMAN and JOHN DELMORE otherwise DELFORCE were indicted for feloniously stealing, on the 13th of December, a cotton gown, value 5s. two cloth coat sleeves, value 6d. the goods of John Hayman.

JOHN HAYMAN *sworn.*

I am a journeyman taylor; I lost the articles in this indictment from No. 3, Crown-court, Temple-bar; I keep a small house; I did not see the prisoner take them; I lost them from the lower room, the ground floor, my parlour.

ANN HAYMAN *sworn.*

I am wife of John Hayman; I lost the articles in the indictment from the ground floor in Crown-court, Temple-bar, it was the 13th of December that I missed them; I saw them there about half after four o'clock; I went out about half after four into Butcher-row, and returned about a quarter to five and missed the articles; they were loose in the parlour; I was out about a quarter of an hour, as nigh as I can recollect; I have never seen them since, nor recovered them.

2. How

Q. How came you to charge the prisoners with them?—I saw an advertisement in the paper the Sunday following, and I went to Mr. Conaway's; I did not see my property then, I saw it at the Hall on Monday following, I knew it to be my property; Mr. Conaway has kept it ever since.

Prisoner Delforce. They have took two guineas on account of settling the affair of my friends.—I never received any such thing.

Prisoner. My friends have gone after the witness that see it paid down.

Court to Mrs. Hayman. Have you had any conversation about this?—Both the boys mothers brought the money, but I did not receive it, nor my husband; two women came they said they were the boys mothers.

Court to John Hayman. Was any money brought to you?—No, sir, I was not at home.

WILLIAM CONAWAY sworn.

I am one of the patrols of St. Sepulchres. On the 13th of December, I think Thursday, I will not be positive, I and my fellow servant, Carter, was going by the side of Fleet market, he is a patrol the same as I am; I observed the two prisoners at the bar going by me, they were together, they passed us about a step or two; I observed the prisoner at the bar, Kinsman, to have something of a bundle in his hand; I directly turned back to him and said, Kinsman what have you got there? he told me he had got a gown and he was going to take it to his mother's; I asked him where he had brought it from? he told me from a young fellow in the market who was an apprentice in the market; I forgot his name now, and he was going to his mother, and he said afterwards, he was going to the apprentice's wife to carry a pair of stockings, who lived just by Moorfields; I took him to the

Compter directly on suspicion of its being stolen; I found besides in Kinsman's pocket a pair of coat sleeves, two sleeves; after I had taken them to the Compter I went to the mother, and I could not find the mother at home; from thence I went over to Moorfields to the place where he told me he was going to carry the stockings. The next day we had them before the Alderman; I did not advertise them till Saturday; Kinsman said first of all, that he had received them of Delforce; Delforce said nothing at all to that. On Sunday evening, according to advertisement, the prosecutor and prosecutrix came to my house, and brought a piece of the gown, and it matched. I have kept the things till now; they did not see the property till Monday.

SIMON CARTER sworn.

I am a patrol; I was with Conaway; I have no more to say than what he said before.

(The things produced and deposed to.)

Court. I shall not call upon Delmore for his defence.

JAMES OATES sworn.

I am a hatter; I am an house keeper; I have nothing to say concerning the robbery; the night before last I went with the mothers of the two boys, to the prosecutor's; he wanted three guineas to make it up; they could not raise but two guineas; they said the patrols must have half a guinea a piece, and two guineas for ourselves; after much hesitation they went out to the door two times, and then they came in again, he would not take the two guineas himself, but another man did.

Court. I give you notice that you may be contradicted, and it is more than probable, almost certain you will be contradicted by people on their oath. To whom did pay these two guineas?

—I did.

— Did not pay it the mothers paid it; they paid a guinea a piece.

Q. Did they pay together or separate?
— Together.

Q. Which of them paid the money?
— Elizabeth Brown paid one guinea to a man who was along with the prosecutor, and sat along with him.

Q. Is that man here?—I do not know.

Q. Do you know his name?—I don't know.

Q. Who paid the other guinea?—The mother of the other son Kinsman.

Q. To whom was the other guinea paid?—To the same man.

Q. Why was it not paid to the prosecutor?—The reason they assigned was that then they could not come on the prosecutor for damage, they could not hurt him for making it up.

Q. Who assigned that reason?—The man that received the money.

Q. Did they both agree to take it, Mr. and Mrs. Hayman?—Mrs. Hayman was there and set in the room.

Q. Did Mr. and Mrs. Hayman agree that the money should be paid in that manner, and for their account?—They did not say so to me.

Q. Can you swear that Mr. or Mrs. Hayman agreed that the man should receive the money for their use?—I cannot say that they did; the man made the proposition that the money should be paid to him; that was all that passed.

Q. Was this man in the house when you went there?—He was.

Q. After he was paid the money did he give it over to Mrs. Hayman?—Not while we stopped; the money was left in his hands.

ELIZABETH BROWN sworn.

I am the mother of Brown; for a whole week we were every night with the patrols; we were a week up and down about after the patrols; we met

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with the patrols at the watch-house every night that we came out; the patrols were nothing concerned in the money, it was left to Mr. Hayman to make it up with what money he could get.

Q. Did you make any offer of compromise to the patrols?—No.

Q. Where the patrols present when you made it to other people?—They were; but they went away when we went to talk about the money, they said they must not then be seen.

Q. What was the day the last witness speaks of?—It was the night before last; Mr. and Mrs. Hayman wanted three guineas; I conversed with them both on my oath.

Q. Did they mention the sum or you?

—They mentioned the sum, Mr. Hayman and Mrs. Hayman both together, at the time that the three guineas were mentioned; the night before last Mr. Oates was with us, we took him as a witness, there was present myself, the prosecutor, Mr. Hayman, Mrs. Kinsman and another man, I don't know his name, he lodges at the house, he was there every time we met; they went out two or three times this man that received the money and the prosecutor, and came back and said, they would not make it up without three guineas; Hayman went out and his lodger; we told them they must do as they would; we parted that night and we went back again and told them that we had made away with the things off our backs to make the guinea a piece, then the prosecutor said, you must go and make another half guinea; we had only got out at the door before we returned and told him we could make no more; and then he whispered to his wife, and called out to his wife to the door; the prosecutor came back and said, it must be half a guinea more for them, for the patrols would have a guinea, and he must have a guinea and a half, I said it does.

does not signify going away, they are fatherless children both of them; so he called his wife out of the room, we were in the room set down again, and they were out the value of ten minutes, and they went out, the prosecutor, his wife, and the man, to consult whether they would take the two guineas or not, then they came in again all three, and the wife set down, and the man set down; I says to this gentleman, I hope, says I, you will have mercy, I will pay you the guinea, the same as the other woman, the man said, you must pay me the money, for he must not take the money, for it is felony compounding, or something of that sort, then sir, said I, there is mine, and the other woman got up, and said, there is mine, and we came away.

Court to Hayman. Did you take any money at all?—I took no money at all.

Q. Will you swear that no money was offered to you directly or indirectly? Did you or did you not refuse the money?—I never received any money.

Q. Is it not true what these people have all sworn concerning taking the money?—I never employed any person to take the money for me.

Q. On what account was this money paid?—I did not consent it should be paid to me, I know nothing of the man being in the passage; I have no such man lodger in my house, I went into the passage with a man, but I did not go into the passage with a lodger.

Q. Did you and your wife go into the passage or not?—We did.

Q. Do you swear that no man went out of the room with you and your wife.—There were three went out of the room into the passage. The man is not here at present, but he is not a lodger of mine.

Q. Now what did you three go out for?—To consult about business of our own.

Q. Do you mean to swear that after all these people have sworn that you went out of the room and that you had no

conversation about the compromise? Will you swear that when you went out with your wife and that man, you did not go out and talk about this business?—No, I don't know that any thing passed about this business.

Q. The money was mentioned. Do you deny that what these people say is true?—I deny that.

Q. You still insist on it that the man that received that money did not receive it for making up the felony?—I am sure I don't know what money was left in that man's hands. They offered me money to soften the affair and not to bring the indictment on capitally; for to soften the matter as much as I could.

Q. Was that money offered to you for that?—They said they would make me any satisfaction I required; I told them I required no satisfaction at all.

Q. What was the money paid for?—I don't know.

Q. Have you ever received it?—No.

Q. What was the person's name that did receive it?—John Enrick, he is a person who is backward and forward at my house.

Q. You still insist that when you three went out you did not agree that that man should receive the money?—I did not.

Q. And you still insist that you have not received the two guineas?—I have not.

Court to Mrs. Hayman. Have you ever received the two guineas?—No, I have not.

Q. Did you see two guineas paid to the man?—I did not; I was very ill at the time and laying my head on the table.

Q. Do you believe the two guineas were not paid to the man?—I cannot say whether it was or was not.

Q. What was you conversing about when you all three went out? Was it not for the purpose of settling what sum it should be for to soften the matter?—I said to my husband, do not you have any thing to do with it; there was a few

words dropped; we stayed out about five minutes and went in again.

Q. It has been sworn this, the lodger said, you must pay the money to me, because it is compounding felony. Did you hear these words pass?—I did not.

Q. Will you swear they did not?—Yes.

Q. And that you never received the guineas?—Yes.

JANE KINGSMAN *sworn.*

I am the mother of the other prisoner, I was present when these persons were present with Mr. Henricker, and the mother of the other boy; I had been more than once with the prosecutor and his wife on this business, a week or thereabouts before the last time we met; he desired us to make up three guineas we could not, and that man's brother I think it is, he called him brother, took two guineas.

Prosecutor. I have no brother living.

Court to Mrs. Kingsman. What was the money to be given to him for?—That they should not lay hard against the boys, the man and his wife and the other man went out of the room; the other man was the man he called brother; they stayed out for the space of a quarter of an hour backward and forward and when they came in there was no farther conversation, they took up the two guineas, the man that he called his brother took it up.

Q. Did the other man that he called his brother say any thing before he took it?—They were to have one guinea, to settle their property and the two patrols were to have half a guinea a piece.

Q. Who was the bargain made with, was it made with Mr. Hayman and his wife?—It was.

Q. They were to have their property, and have a guinea?—They agreed to take a guinea.

Q. Where was this?—In their own house; they took it up after they came back again from the passage, that man did that he called brother; they both agreed together to take it; they told me they did.

Q. Do you mean to swear that when they came back, Mr. and Mrs. Hayman they agreed to take it?—They did, I swear that.

Q. To whom was the two guineas paid?—I paid one guinea down and the other party put her guinea down; the man who she called brother took the money up.

Q. The brother did not say why he was to take the money?—He did not.

Q. Did you see him give it over to Hayman or his wife?—The man took it up, but I did not see further because we went out of the doors afterwards.

James Kingsman

GUILTY. (Aged 15.)

Imprisoned twelve months and publicly whipped.

John Delmore, Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

183. EDWARD MANUEL was indicted for feloniously stealing on the 22d of December, a cloth coat, value 2s. the goods of John Scott.

JOHN SCOTT *sworn.*

I live at Bell wharf Shadwell, I am a mariner; I lodge at Mr. Wallis's at the Bell, he is a victualler; on the 22d of December I lost a cloth coat between five and six; this Edward Manuel had been

been up stairs, and some of the people of the house apprehended him with the coat; he was stopped by Henry Martin; my coat before I lost it was in my own room, in Wallis's house; I left it there that same morning, the prisoner had slept two nights before there; I came home about six o'clock, and some person had apprehended this man; and they made an enquiry whether I had left a coat, I went and pursued the man and took him up before a magistrate; and he confessed he took the coat; I did not make any promise; the coat was left at Henry Martin's, he is a victualler at King James's stairs, I went there and found it there; I know nothing more of my own knowledge.

HENRY MARTIN *sworn.*

I am a victualler; I live at King James's stairs Shadwell; about a quarter of a mile from Bell wharf; Manuel called at my house about half after six or thereabouts and desired I would put the coat by for him a few minutes, and he would call for it again in the course of an hour or an hour and a half; the man where he lodged came to my house and asked if a man had not left a coat with me, I told him yes; I brought it to him, and it proved to be the prosecutor's coat. (Produced and deposed to.)

Prisoner. I am not right in my head, I don't know what I do; there is nobody near here that belongs to me for four hundred miles.

GUILTY.

Imprisoned three months and fined 1s.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

184. THOMAS GORE was indicted for feloniously stealing on the 1st

of November, three pair of leather boots, value 12s. the goods of Oliver Owen and William Cartwright.

OLIVER OWEN *sworn.*

I am a currier; I live in Mercer-street, Long-acre; my partner's name is William Cartwright; the prisoner was employed occasionally to carry out parcels; on the 1st of November, Mr. Read who is a master currier sent for me, and told me he wanted to speak to me. These legs were taken from our house in an unfinished state, nearly finished but not quite; one pair of them was taken to Mr. Read's and he was asked whether he could do any thing to make them softer; I went down to Mr. Read's, and I saw they were our legs by the mark that is on them; knowing that we never sold legs in that state, that they must be stolen, I asked Mr. Read who left them there, he said one James Allen left them there; I went to Mr. Allen and asked him how he came by them legs, he told me he bought them and another of one Skillet the corner of Rose court; I went to Skillet, and he said he bought them of a man he did not know whom, nor where he lived; I asked him if he should know the man if he saw him, he said he should, I asked him to describe what kind of a person he was; I found at length he had them of Case, and Case had them of the prisoner at the bar; I know they are my property, and never sold to any body; neither to curriers or shoemakers. This man had worked for me nine or ten months off and on, when we wanted him we sent for him.

WILLIAM READ *sworn.*

I am a currier, No. 17, Bear-street, Clare-market; Mr. Allen, being a customer of mine, he asked me if I would clean

clean him a pair of legs, he brought them to me, and I see they were in an unfinished state; I thought they were not come honestly by, so I sent for Mr. Owen, knowing the mark of the legs.

JAMES ALLEN *sworn.*

I am a boot-closer; journeyman to Mr. Heather, Duke-street, Lincoln's-inn-fields, I bought them of Mr. Skillet, he came to me, and asked me, if I wanted a pair of boot legs; Skillet is a shoemaker, I gave 5s. for the two pair.

STEPHEN SKILLET *sworn.*

I am a shoemaker in Drury-lane; I keep a stall; I bought these boot legs of Mr. Case, I had them in exchange, I was to make him a pair of shoes, and I was to have that two pair for making him a pair of shoes out of the other pair; I asked him how he came by them, he said, I need not to care, they were come honestly by.

GEORGE CASE *sworn.*

I am a tin-plate-worker; I am a private workman; I got the legs of Thomas Gore; he came one day in my absence, and said, will you let me leave this leather here; my daughter put it in the drawer; when I came home, I was told of it, and when he came, I asked him, what he did with them there.

2. The question I ask you is, whether the same you received of the prisoner you gave to Skillet?--I did, I had no others at all, I know the prisoner, he lived under me some time, No. 12, Castle-street, St. Giles's, he laboured about for different people.

2. Did it not strike you as an odd thing that he should have boots to sell?--I thought they were given him, and Mr. Skillet told me, they were damaged legs every one; they stunk with some stuff, and

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were all over mould; I did not ask him any questions about them. (Produced and depoted to.)

Prisoner. I picked them up, and they were good for nothing when I had them, I thought so.

Case. The prisoner is simple, and goes by the name of Easy Tom.

GUILTY. (Aged 21.)

Imprisoned three months and publicly whipped.

Tried by the second Middlesex Jury before

Mr. COMMON SERJEANT.

185. **ANN TAYLOR, SOPHIA TAYLOR,** and ——— **SPARKES** were indicted for feloniously stealing, on the 3d of January, two cloth coats, value 2l. 10s. two muslin neckcloths, value 1s. a silver watch, value 1l. a watch spring, value 1d. six tea spoons, value 6d. a muslin cap, value 1d. a linen cloth cap, value 1d. a cotton gown, value 9s. a muslin shawl, value 1s. &c. the goods of Charles Silk, in his dwelling house.

MORIAH SILK *sworn.*

I know nothing of the robbery myself; I live at No. 7, Middlesex-court, Drury-lane, my husband he prepares the plated work for the coach harness, we keep the house ourselves; on Thursday week, the 3d of January, I went out in the evening, as near as I can guess at six o'clock, I returned a little before seven, and I found the doors all open, when I went out I pulled the street door to, I did not lock it, we generally keep it locked, but I was only gone over the way, so I had only pulled it close; the things were taken out of the bed room; I locked the parlour door, the bed chamber joins to it, the

the one comes into the other, that was not locked; there is no lock to it, that was opened, and all the drawers were opened; the parlour door and the bed room door was opened, and the property was taken out; there was very little left in; I lost to the amount of five guineas; there is found a great coat, and a waistcoat, which we believe to be ours, and a cap or two besides.

Mr. Garrow. You think these are your's, is there any body here who can swear to the property?—There is nobody but myself, that know any thing about the things; I have no marks on them, but by the looks of them, I think they are mine, but as to swearing—

JOHN GARODO *sworn.*

I am a pawnbroker, I live at No. 166, Drury-lane, I am a servant to Mr. Wooding; on the 3d of January, about eight o'clock in the evening, I took a coat and waistcoat in of the prisoner Sophia Taylor, I knew her before, I lent her a guinea and a half on them, she told me they were her husband's, I asked her whose they were; she lives, I believe with Mr. Sparkes, I have known her many years, I went to school with her, and her brother; she pawned them in the name of Taylor, that is her real name, I always took what she brought in that name, I knew her name so well.

Q. Did she often pledge things at your house?—Not very often, she had brought some trifling things of her own wearing apparel before this.

Mr. Garrow. As you have known her from her childhood, what was her character?—Always very good, as fair as ever I knew one.

Q. The mother gets her living by dealing in clothes?—I know that since this affair happened, but I did not know it before.

HENRY CROCKER *sworn.*

I am the conductor of the patrol under Sir Sampson Wright, and an officer likewise; last Saturday, by order of Mr. Bond, I went to search Mrs. Taylor's house, I believe it was the fifth, the house of Ann Taylor the mother, she went with me, her house is in Rose-street, Long-acre; and the prosecutor and I searched the house, and there was some wet linen there, and the prosecutor said, that among the other wet linen that was there, that this was his neckcloth, we came back to the office, she brought it over in her hand to the office, and the prosecutrix said, she thought it was her husband's, that is all I found.

Q. She was very ready to let you search?—She was, without a search warrant.

EDWARD TREADWAY *sworn.*

I am an officer; on last Saturday I was sent for down to Bow-street to take Sophia Taylor into custody; and informed that the pawnbroker had stopped her; I went there, and Mrs. Silk said, that is your prisoner; I asked where the duplicate was, Ann Taylor said, I have got the duplicate, I gave them to my daughter to pawn; I took them all down to Bow-street, I was ordered to go to the lodgings of Sophia Taylor, Drury-lane, No. 190. Mrs. Silk went with me, she told me when she came there, she had not got the key of the door, Mr. Sparkes was gone out with the key in his pocket; by all means, said she, break open the door, and the door was broke open by a smith, I pulled open the drawer, and in the drawer was this bit of ribbon, the gentlewoman said, it is my property, and on a chair was these caps, said she, that is mine, that is all I know about it. She sent for the smith herself, for she had not got the key.

WILLIAM

WILLIAM MILNER sworn.

I keep a cook's shop in Drury-lane, No. 100. I know nothing more than that Mr. Treadway came and searched the room; I let it to the prisoner within the bar, Sparkes, he lives there, and the young woman Sophia, they lived there, as man and wife, they had lived there a fortnight, and two or three days, I know no more.

Q. Do you know whether they were at home on Thursday?—I believe they were.

Q. Could they have gone out without going through your shop?—After dark they cannot, if they had gone out between six and eight I must have seen them; I have no other reasons to believe but they were at home.

Q. Do you know whether they were or were not?—I cannot positively say, I did not see either of them go out or come in.

Q. How lately had you seen them in the course of that day; I locked them and myself in at eleven o'clock at night.

Court to Mrs. Silk. Do you know that coat and waistcoat?—Yes, it is my husband's, by what I have seen of it, it is the same pattern; I really think it is, there is no particular mark, I think it is my husband's property; my husband's neckcloth was the same pattern, but mine had not two holes, the caps, I think they are mine, I had such like them in every respect, I made them, and I think they are mine.

Mr. Garrow. Mrs. Silk, you are inclined to think all the things are your's, but where the lives of all the prisoners are at stake you will not take on you to swear it?—Was there any particular marks I could swear.

Court to Charles Silk. Look at the coat and waistcoat.---I cannot positively swear to neither coat or waistcoat; they are very near like mine; I have had the coat

about six weeks or two months; I cannot swear.

All three Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

186, THOMAS WILLIAMS was indicted for feloniously stealing on the 11th of January, twenty pounds weight of lead, value 3s. the goods of William Rolfe.

SAMUEL TROTT sworn.

I am a carpenter under Mr. Rolfe the builder; I have been employed by Mr. Rolfe as a private watch to the buildings in Moorfields; Mr. Rolfe is a builder; yesterday morning before breakfast time, this man came out of a stable that Mr. Rolfe is building in Moorfields; he came so near that we saw the lead sticking out of his pocket; my son said to me, father, that man has got some lead there; we directly followed him, came up to him, and took him by the collar, and told him he had got some property there of my master's, and I found three pieces of lead in his pocket; we went directly to a constable in Chiswell-street, and gave charge of him; we compared the lead with the building, my son and the plumber did; it was a gutter that was taken up, it had been laid but a very little time. The lead was not laid in the gutter at the time it was taken. The man is a slater. I did not see it compared, I was with the prisoner.

JOHN TROTT sworn.

I am son to the last witness, Samuel Trott; yesterday morning as we were at work, about half after seven, or between seven and eight, this man was coming past

past and we see the lead sticking out of his pocket; we ran after him and took him, and took him to the constable; he came from out of the building; we gave charge to the constable and kept the lead in our possession, and we went and examined the lead; I compared it with another piece that was at a distance from the building and not taken off; there was a piece of lead remaining, about ten or twelve pounds, and he had twenty-two; he had three pieces.

(The lead deposed to.)

The three pieces exactly corresponding with the one piece found, except a piece which had been cut off from the side of one of the pieces since it was left at the public house, opposite the sessions house in the Old Bailey, the last night.

(The landlord sent for by order of the court.)

——— *sworn.*

I keep the George in the Old Bailey; this lead has been in my custody; the prosecutor left it on the top of one of my butts last night; I never saw it or opened it; to the best of my knowledge it is as he left it; his father received it this morning, it was in a coarse bag, and no body goes into my cellar but me and my wife, and my lad. Mr. Rolfe is my landlord.

Prisoner. I leave my defence to my counsel.

The prisoner called three witnesses who gave him a good character.

GUILTY. (Aged 27.)

Recommended by the Jury.

Imprisoned three months and fined 1s.

Tried by the first Middlesex Jury before

MR. COMMON SERJEANT.

187. **JACOB TIMON** was indicted for feloniously stealing, on the 8th of January, a copper tea kettle, value 2s. 6d. a piece of baize woollen cloth, value 6d. a japanned quart mug, value 3d. an earthen mug, value 2d. two tin tinder boxes, value 2d. the goods of John Perry, Esq.

In a second COUNT indicted for the same, laying it to be the property of Robert Heatley and Thomas Sharpells.

The Jury were half foreigners and half English.

AN INTERPRETER *sworn.*

(The Cafe was opened by Mr. Garrow.)

CHARLES HOGG *sworn.*

I am a servant to James Mather, Esq. we lay along side of the Neptune; this prisoner was cook on board the Eliza; the Eliza and Neptune are laid along side of Mr. Perry's wharf; I see the prisoner go across the binnacle on board the Neptune, and unlock the door and lock the door again, and then he went out of the ship.

JOHN TERRY *sworn.*

I know of these articles being in the Neptune (as in the indictment;) all these things were in the cabin; I saw them on Saturday evening on board the Eliza in the prisoner's chest; he went and opened it himself; he talked English that we could understand him pretty well; he said he had not been on board the Neptune at all, and at last he handed the things out of the chest himself; he begged and pleaded we would let him go, and he never would do so again if we would let him go; he said it was his first offence.

RICHARD RAMSAY *sworn.*

I was present when these things were found; Mr. Dean and John Terry were together; he at first strongly denied having them; I saw them found in his chest, and

and he begged to be forgiven, and he never would do so no more.

(The things produced and deposed to.)

Prisoner. I found the things, and it was an unlucky event, for I never did such a thing before.

GUILTY. (Aged 20.)

Publicly Whipped

Tried by the London Jury before

Mr. COMMON SERJEANT.

188. ROBERT GAINES was indicted for feloniously stealing, on the 8th of January, 11s. and a half crown, the monies of John Allvin.

JOHN ALLVIN *sworn.*

I am a coachman, I live in Bishopsgate-street; I was out with the coach on Monday night last; after I had put my coach up I went to the watering house, and I went to sleep by the fire side; when I awoke, I was awaked by a friend in the house who told me I was being robbed; I put my hand in my pocket and my breeches were cut; I lost eleven shillings and a half crown piece out of it. William Skinner awaked me, and he had got hold of this man by the hand; I am sure I had it in my pocket when I went into the house; I was a little muddled, but I am sure I had my money in my left hand pocket. I know nothing of the man, he was in the yard a little before with me.

WILLIAM SKINNER *sworn.*

I am a coachman when in place, at present I am a waterman; the prisoner and the prosecutor that night was at the Queen's Head in Bishopsgate-street; I drew the beer that night for my master, he being without a servant. I turned my

D d

back to the table and I heard the money rattle, I judge the prisoner might be doing naughty tricks, I turned round and takes hold of the prisoner's hand, and found ten shillings and nine pence in his hand; the man said he lost thirteen and six-pence.

Q. Was there any body near Allvin? —Yes, there were about four in the box:

Q. Was the other persons as near as the prisoner? —Yes, I think they were to the best of my knowledge, but I caught the money in his hand, and I surmized him being a man of a bad character; I did not see his hand in his pocket; the money in his hand was eight shillings and a half crown piece, and three pennyworth of halfpence; I think that is the man to the best of my knowledge; the officers has the money; I stopped the money and took the money from him; I thought it had come from the prosecutor; on account of his being a person of a suspicious character, I laid hold of his hand, he had no knife, nor was any about him on the ground.

RICHARD WHITEHEAD *sworn.*

I produce the money, ten shillings and nine pence, I had it from another officer, I received that money in a paper, but being so constant in my pocket it has worn the paper; the other officer, the person that gave it me, is not here.

Not GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

189. JOHN RILEY was indicted for feloniously stealing, on the 10th of January, five leather saddles, value 40s. and a leather bridle, value 6s. the property of Apollo Jostin.

APOLLO

APOLLO JOSTIN *sworn.*

I am a stable keeper in Hart-street Cripplegate; on Thursday evening I had a gentleman that came for his horse to ride; I went into the saddle room to look for his saddle and bridle; we looked about for some time and could not find it; says I, I will lend you a saddle and bridle of mine, which I did, and away he went; after that says I to my foreman we must have a proper look to see if we can find this saddle and bridle, we could not find it. On Tuesday before that, there was a gentleman came to take a ride, and he said to my foreman, let me look at my old saddle, I have not seen it a good while, he looks at it and says, I will give you this saddle; so Thursday, after looking two or three hours, my man came to me to my door and knocked, and says, I have not seen that saddle the gentleman gave me, no says I, then if that is the case there must be somebody about the premises that has taken it and the other; we looked over and we found two or three other saddles missing; but before that, I must tell you, that I asked the prisoner on Thursday evening if he knew any thing of this saddle that was missing, he said he knew nothing about it; he was a servant to me, an hostler, had lived with me two or three months, or rather better; then on the evening of Thursday I challenged him very strongly and he denied it, before I went for the constable he denied every thing, and we had him into the saddle room and we challenged him very strictly, we had a long altercation, at last he owned to taking that saddle that the gentleman gave the man, and I asked him where it was, I made him no promise; I asked him what he had done with it, says he, I have only taken that one, says he, it is underneath the manger at the further end of the nine stalls, well says I, come and let us go and see for it; the constable was present; then we went and he took the saddle out, and after that we took him and

had him into the saddle room again; I told him he must naturally know where the others were, and he owned to the others, and told us where he sold them and where to find them; I think he sold three saddles to one Lund, a collar maker in Cow Cross, Windmill-street; and one saddle and bridle since; another saddle and bridle was found at the butcher's, where he had left it, who gave him a joint of meat upon it; Lund has been here but he is not now to be found for these two hours; Lund gave him five shillings for the one bridle and saddle, I suppose it is worth a guinea.

—— MAITLAND *sworn.*

I am a constable, we went and searched for these saddles; after the prisoner acknowledged to them, we went and searched for them and found them; the prisoner acknowledged that he stole them and sold them.

Prisoner. Master said if I would tell him were they were he would let me go free.

THOMAS COSWAY *sworn.*

Last Thursday night two officers of the city at ten o'clock asked me to go along with them, I went along with them to the prisoner where he lodged; after that we came down to Cow Cross and went to Mr. Lund's, and the prisoner said that was the man that bought the saddles of him; we then took him to the computer; afterwards we called at Matloes, a butcher, and asked him if he had a saddle, he said he had; we asked him how he came by it, he said he let him have a shoulder of mutton on it; and then we went to Long-lane and found another saddle, and the gentleman is here present that we took the saddle from; the saddle is not here that we found under the manger, that is left at home.

Prisoner.

Prisoner. If you will be so kind as to forgive me this time I will never do so no more.

GUILTY (Aged 21.)

Imprisoned three months in Newgate and publicly whipped.

Tried by the London Jury before

Mr. COMMON SERJEANT.

190. JOHN WATT was indicted for feloniously stealing, on the 7th of January, two hundred pounds weight of copper, value 5l. the goods and merchandize of Matthias Lucas, then being in a certain lighter of and belonging to him, on the navigable river of the Thames.

MATTHIAS LUCAS *sworn.*

I am a lighterman; I had a craft laying on the lower part of Porter's Key, across the Custom House Stairs, laying along side of the wharf, marked P. F. it was aground at the time I was speaking of. On Monday evening the 7th instant, between the hours of five and six, previous to my going home, I looked at this craft, I observed that every thing was safe, she was loaded with pigs of copper in her hold; I looked particularly at the lighter as is usual, when we have craft loading for going home, I observed the tarpauling to be hauled over the copper to prevent it from being seen, and the lighter laid in every respect perfectly safe; I further observed, that it was impossible for any person to have got into her without going through the mud; the craft had swam from under this lighter, nor were there any craft near her; there was no direct way to it without wading through the mud from Custom House Stairs; I was satisfied that every thing was safe as I

could wish it, from standing out at the wharf directly over her. I went home, I had not been home above ten minutes or a quarter of an hour and was called out by Mr. John Bryant, who came and informed me the lighter had been robbed, that they had detected some persons, and some persons had run away, I immediately ran down Porter's Key, and observed two persons, William Waller and another lad, with a man whom they had got in the lighter, I requested to hold him fast, and I went down the yard two or three yards distant, and went to the end of a plank which they had put down from the boats to get down to the lighter, not choosing to wade through the mud, and there I desired they would pass the man on to me and I would take charge of him; I at that time told the lad of the name of Shuckford to take that pig of copper which was on the knee of the vessel and not to put it along with the rest, but chalk it so as I could identify it previous to his leaving the lighter; it was then too dark to observe the mark on the copper or the number thereof, I desired he would chalk it and keep it separate; I stood at the end of one of my boats and received him, he came along the plank and I conducted him ashore, he was muddy nearly up to his knees, it was then too dark to observe his person distinctly; I took him to a shop in Thames street for the sake of a light, I there looked at him and knew him very well; I left him in the care of a young man a lighterman, who was in the shop, and I thought I would endeavour to lay hold of any of the rest, or get a constable to take charge of this man, but I could not find any of the rest, I returned to the man and took him to the Poultry Compter, this is the man I am certain.

Prisoner. Did you see me touch it?— I did not

JOHN

JOHN BRYANT sworn.

I am a waterman; on Monday evening between five and six o'clock I was standing on Porter's Key, I goes behind the bags of sugar, I had a few bales lying in the same lighter as Mr. Lucas's copper, I saw a man looking down under the tarpauling, I called out to some men to go and lay hold of him, and I ran to Mr. Lucas, I don't know who the man was.

WILLIAM WALLER sworn.

I was called by John Bryant between the hours of five and six last Monday evening; I went over and saw a man in the lighter, on the lighter's head, which I walked over and asked what he did there? he seemed to be drunk, I laid hold of him, and I looked about the vessel and saw a pig of copper moved up as high as a man's breast out of the bottom of the lighter; there was nobody in the lighter then but myself; I saw no body else but him till I got into him.

Prisoner. Did you see me touch any thing belonging to the lighter?—I did not see the man touch the copper, it was dark and rainy, that is the man I saw on board.

JOHN SHUCKFORD sworn.

I saw a man standing at the lighter's head shamming drunk, I asked him what he was doing there, he said he was going to look after a pair of trowsers out of the mud, this was between five and six o'clock, I did not see him move the copper, but I saw it half way up the lighter.

Court. Was he drunk or sham drunk?
—Sham drunk.

Prosecutor. He was not drunk when I took him to the compter, he was as sober as I am now.

MASON sworn.

I put in the copper and I know it by the marks.

(Produced and depofed to.)

THOMAS LUCY sworn.

On Monday evening I was standing at Porter's Key, there was a parcel of suspicious persons standing at Custom House Key, I saw a man in the bottom of the lighter stooping as if he was moving the tarpauling, I know there were bales of skins in the lighter, I says to the man who went down, see if that man has cut the bales of skins, he said no, but here is a pig of copper on the lighter's knee; as soon as I called to William Waller the others ran away, the rest who were on the top of the stairs; the whole I believe was about six in number.

Prisoner. I know no more about the pig of copper than the child unborn. I went down to see after a pair of trowsers, the copper I never saw.

Not GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

MISDEMEANORS.

M I S D E M E A N O R S.

RICHARD HORNER was indicted for obtaining goods under false pretences.

WILLIAM FIFE *sworn.*

I am a servant to Mr. John Griffin on Ludgate-hill; He is an oil and colour-man; the prisoner, John Horner, came to our house the 26th of November, about six in the evening, and brought an order as from Mr. Ailwin for seven pounds weight of vermilion. (The order produced.) I am sure that is the man and that is the order I received of him; I asked him if he brought the order from Mr. Ailwin; he said, yes; I delivered him seven pounds and made him a bill of parcels of it in Mr. Ailwin's name; I don't know any thing more about it. (The note read by the clerk of the court, as follows:

Mr. Ailwin presents his compliments to Mr. Griffin, and will be obliged to him to send by the bearer, seven pounds of vermilion. November 26, 1792.)

Mr. Ailman did deal at our shop.

ROBERT PATRICK AILWIN *sworn.*

I am a melter and oilman; I live in Swan-yard, Blackman-street; I never saw him before to the best of my knowledge, he never was servant to me; I

used to deal with Mr. Griffin in my way of business; I did not see the prisoner in November last; I know nothing of the note, it is not my hand writing, nor do I know whose it is.

Court to Fife. Do you know any thing of this man?—No, I never saw him till he came to our shop that night.

Prisoner. I have nothing to say; I have no friends in London; I am a druggist by trade; I came from Yorkshire, from Yarmouth.

GUILTY.

Imprisoned six months and fined 1s.

Tried by the London Jury before

Mr. COMMON SERJEANT.

JOHN COX was indicted for buying stolen goods of a person not convicted of stealing the said goods.

WALTER HATTAM *sworn.*

I am an ironmonger; I at various times have had iron nails stolen from me, and the man that stole them informed me that he had sold them to this man.

Court. That is not evidence.—There are goods of mine which I found in the prisoner's possession, on the 29th of November.

E c

Mr.

Mr. Garrow. Do you charge him with receiving any other nails than those stolen by Ashburton who was convicted of stealing last sessions?—No.

Q. Are the nails which you charge the prisoner with receiving, a parcel of those nails stolen by Ashburton?—I presume they are.

Q. Ashburton has been already tried for stealing the nails from you?—Not these.

Q. Will you swear that 22,500 nails were found on Ashburton, for which he was convicted, besides those found on the prisoner?—That I positively swear.

Court. What did you do with the nails the 29th of November 1792?—I knew they were my nails by the writing on the paper, marked by my servant; at various times I missed nails and suspected nails were taken away, but I did not know by whom nor what with.

Q. Could you have sold these nails with these papers on them?—They were never sold, they were stolen out of my warehouse.

Q. How long before this 29th of November had you missed the nails?—I suspected loosing nails at various times; many parcels before that time. The nails are here, upwards of sixty pounds weight; I found them in a corner of the room where the prisoner resided, for when I went up with the officer to search the room, the prisoner was not at home; we went up stairs and saw his wife, she said, he was gone out with the cart and would be at home by two or three o'clock. The prisoner is a dealer in rags.

Mr. Garrow. He was not at home when you went?—He was not.

Q. Where these nails in the same packages in which they were taken from our warehouse?—They were, the papers never appeared to be opened.

Q. There is some written mark that was not attempted to be obliterated?—Not in any respect.

LEMON CASEBY *sworn.*

I am a constable belonging to Hatton-garden; I was ordered to go along with the prosecutor to get a search warrant, at Guildhall, to search Mr. Cox's house for some nails; I went with it and went up stairs, and found a bag with some nails up in the corner of the room, up one pair of stairs, and I went down stairs and I found a single paper; I found another paper below when Mr. Hattam was not with me, I found them in a cupboard under some old rags; when the prisoner came I took him to Guildhall; we stopped a good while before we came before the magistrate, and there the prisoner said, he would not mind giving a trifle if he could get the business settled.

JAMES TRINO *sworn.*

I am a servant to Walter Hattam; I got these nails from Cox; I was present with Mr. Hattam and brought all these nails from his house. (Produced and deposed to.)

Mr. Garrow addressed the Jury on the part of the defendant.

EDWARD PURNELL *sworn.*

I was employed by Mr. Cox in picking rags; I remember I was working in the warehouse on the 28th of November last, there was a man came in at a door adjoining to the warehouse, and he asked if Mr. Cox was at home; he brought in a large parcel on his back, and another under his arm; and Iles, who worked with me, said Mr. Cox was not at home, but Mistress Cox was up stairs; he put down the little paper parcel, and the knot, and went up stairs and stayed there the value of ten minutes or a quarter of an hour, and he came down again and took away the little parcel, and in about a quarter of an hour he came back again with a parcel, and:

and asked if we had got any place he could put it, and he would call for it on Saturday; we told him there was a cupboard there that stood open, and he might put it in there; my master was not at home, we gave him leave; I had seen him before, but I did not know his name; I was here to appear on the behalf of Mr. Cox when Ashburton was tried; I will swear positively that my master was not at home for some time; I was at work the next day, while Mr. Hattam was there, and I believe they took the same parcels.

Court to Hattam. I understand that a man of the name of Ashburton is convicted?— He has been.

Q. Are these different goods?— They are clearly so.

THOMAS ILES *sworn.*

I was at work with Purnell at Mr. Cox's between seven and eight o'clock in the evening; on the 28th of November a man came and asked if Mr. Cox was at home, I told him he was not; he went up stairs and came down again, and went out and in the course of four or

five minutes; or it might be a quarter of an hour, he came and asked me to leave a parcel till Saturday, which was the next day, I told him he might put it in the cupboard, he did, and went away.

Mr. Garrow. Had your master any thing to do with leaving these things?— No more than any gentleman in the court, my master never saw them.

ANTHONY TAYLOR *sworn.*

On the 28th of November, between eight and nine, Cox was with me in Bow church-yard, he came to me about eight or rather before eight, and he stayed with me for twenty minutes more or less; he was with me talking if I could go with him the next day to fetch a load of rags. I have known him six or seven years, I take him to be a very honest man.

The prisoner called two other witnesses who gave him a good character.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

The Trials being ended, the Court proceeded to pass Sentence, as follows:

Received sentence of Death.	No.				
Crawley Charles	124	William Trenfield	—	—	147
Field James	126	William Jenks	—	—	148
Langford Sophia	123	Mary Connolly	}	and fined 1s.	166
Martin John	126	Thomas Grant		—	183
Ryan Owen	138	Sarah Brooks		—	179
Rowe John	126	John Crofs	}	and whipped	180
Spencer Joseph	164	James Kinsman		—	184
Townsend Sarah	123				

To be imprisoned three months.

Received sentence of transportation for seven years, 32, viz.

Augustine, a mulatto	142	John Ryley	—	—	191
Bailey John	139	John Brown	}	and whipped	136
Condry John	153	William Hudson		—	155
Eaton William	181	William Jackson	—	—	156
Fin James	134	Edward Yarnell	—	—	165
Guy James	132	Barbara Bowers, and fined 1s.	—	—	178
Green Thomas	168	Edward Manuel, and fined 1s.	—	—	185
Harbridge Coventry	154	Thomas Gore, and whipped	—	—	186
Jones Rowland	157	Thomas Williams, and fined 1s.	—	—	188
Ireland William	133				
Langley John	135				
Morrison George	131				
Plate George	146				
Stanfon John	141				
Sharp Richard Paine	149				
Sully William	139				
Taylor William	130				
Wilson Thomas	172				

To be imprisoned one month.

Mary Yarell, and fined 1s.	151
William Stevens	160
John Parrott	176

To be whipped.

John Barber	159
Jacob Timon	189

To be imprisoned six months.

Richard Horner, and fined 1s.	—	193
Israel Jacob	} and whipped	— 144
William Carter		

Thomas Radley and Henry Wild were put to the bar, and accepted his Majesty's pardon, on condition of transportation for the term of their natural lives; and John Casteldine on condition of transportation for seven years.

F I N I S.

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 20th of *February*, 1793, and the following Days;

Being the THIRD SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y;

PROFESSOR OF SHORT-HAND, No. 35, *Goswell-Street*,

And Published by Authority.

N U M B E R III. P A R T I.

L O N D O N:

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[PRICE ONE SHILLING and FOUR PENCE.]

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

BEFORE the Right Honourable SIR JAMES SANDERSON, KNT, LORD MAYOR of the CITY of LONDON; the Honourable Sir NASH GROSE, one of the Justices of his Majesty's Court of King's Bench; the Honourable ALEXANDER THOMPSON, one of the Barons of his Majesty's Court of Exchequer; SIR JOHN WILLIAM ROSE, Serjeant at Law, Recorder of the said City: JOHN SILVESTER, Esq. Common Serjeant at Law of the said City; and others, His Majesty's Justices of Oyer and Terminer of the CITY of LONDON; and Justices of Gaol Delivery of NEWGATE, holden for the said City and County of MIDDLESEX.

<i>London Jury.</i>	<i>First Middlesex Jury.</i>	<i>Second Middlesex Jury.</i>
William French	John Dorman*	Percy Sadler
Joseph Scott	Joseph Dale	John Bowles
David Cooper	William Parminter	John Humphries
Robert Davidson	John Pinson	John Tupp
James Trimmer	John Hook	Henry Harris
Richard Broadbent	John Duncan	John Aldin
Christopher Bradshaw	Joseph Naylor	Robert Chamberlain
William Simmonds	Abel Panchard	James Mac Clellen
William Henry Dimsdale	Edward Widows	George Allen
Thomas Mayfeild	Thomas Price	Richard Gray
Lemuel Thomas	Thomas Vincent	William Marshall
John Whittingham	Henry Rous	John Harper

* James Potts served part of the time in the room of Mr. Dorman.

191. **WILLIAM LACY** was indicted for burglariously breaking and entering the dwelling house of Robert Moscrip about the hours of seven in the night, of the 21st of January, and burglariously and feloniously stealing therein, three silver tea spoons, value 5s. a pair of silver tea tongs, value 7s. a silver table spoon, value 10s. five linen shirts, value 12s. and a silk cloak, value 14s. the goods of the said Robert Moscrip.

ROBERT MOSCRIP *sworn.*

I live at No. 4, Middle Scotland yard, near Whitehall; I cannot say my house was broke open; the things were taken out on the 21st of January, about seven o'clock; I went home from my work, going home near the door, a person came out of my house who did not belong to it; I met him, he was a suspicious person; this person walked very leisurely till he past me, as soon as he got past me he ran as fast as he could, as I imagined, which gave me a suspicion that there was something not right in the house; I went into my apartments, which is two rooms on the ground floor, which I inhabit myself; I went into the first room and I heard a person rummaging the drawers of the bureau; I stood at the door of the second room till a person came out of the room to me with these articles, the handkerchief excepted; the prisoner was that person I took with the articles on him, carrying them before him in his hands in this manner; I secured the prisoner and called for assistance to the lodger; a neighbour went to the public office at Bow-street and brought an officer, who took him into custody; I have the articles here, five shirts and a silk cloak, the

other articles were taken from him by the officer; I saw the officer take from him a silver table spoon, a pair of silver tea tongs and two silver tea spoons; one was lost which never was found. When I went out I left my wife and my family, two children at home, my wife is here. I went out at one o'clock as usual, I had not been home between one and seven. I can swear to the articles, to the spoons by the initials of my name; I know the tea tongs by the cyphers of the same, the table spoon the same as the tea tongs; I leave speaking of the rest to my wife.

Prisoner. I would wish to ask him whether the place was broke open or not, as I am indicted for a burglary.

Court. Who is your landlord?—I rent the house of Mr. Copeland, in St. Martin's-lane, a carpenter; I let all the rest of the house out furnished or unfurnished, except those two apartments; I pay the rent of the whole house.

Q. Was any part of the house broke open; did there appear to be any violence about the house?—There was no other violence than about the flap of the bureau, that had been attempted to be broke; the linen and cloak was taken out of the drawer underneath.

Q. Was there any violence done to any part of your house?—There did not seem to be any violence as I saw.

Q. How do you apprehend they got in?—At the door, I imagine.

— **MOSCRIP** *sworn.*

I am the wife of the last witness; I was not at home when my property was taken; the last time I went out was about two o'clock, I have two children, a girl and a boy, and I took them both out with

with me; I left nobody in my apartments when I went out; I left the outer door on the latch, because there was lodgers in the house; my husband first discovered the house had been robbed; I was sent for and came home after the prisoner was in custody.

Q. How are your rooms situated?—The one goes into the other from the kitchen into the parlour; when you come to the street door, there is a passage and the two rooms lay on the left hand, one behind the other; the parlour is nearest the street door, you pass by the parlour and come to the kitchen door; when I went out at two o'clock I locked the kitchen room door, but left the parlour door open, I gave the key of the kitchen to a lodger, all this property was taken from the parlour; there was no violence done to the parlour at all; the door was left open, there is no entrance into the parlour but through the kitchen; I missed all the articles in the indictment; the shirts and cloak were in the top drawer, the plate was in a cupboard in the parlour; that cupboard was left open, there is no communication from the parlour to the passage, I knew they could not come into the parlour but by breaking into the kitchen, I can swear all the things to be mine; I know the shirts to be my husband's, by the marks made by myself, and I examined and I found so many were missing; I had had the cloak eight or nine years, I particularly know it by the lace, it is a broad lace and a thing that I commonly wore in turn; the tea spoons I might sell for 6s. the tea tongs for 7s. the silver table spoons for 10s. the five shirts for 12s. and the cloak for 14s. I saw the whole of the plate taken from the prisoner by the officer Cook, the same as my husband spoke to, I have kept the linen and the cloak from that time to this, the officer has the plate.

Prisoner. I think I heard her say she

saw the property taken from me.—I did, I saw the plate taken from him.

EVANS LOGGARD *sworn.*

I am a lodger with Mr. Moscrip, that day I went home from my work about half after five from Craven-street, in the Strand, where I have worked eleven months; going home I went up two pair of stairs to get the key of one of Mr. Moscrip's lodgers, I gets the key and went down, and set by the fire about an hour, in this kitchen that leads into the parlour where the things were taken from, I used to use the kitchen; leaving the kitchen I cannot be sure whether I left the door on the latch or open, I went up to my lodging room, I know I did not lock the door, I went to put a lock on to a tea caddy in my own room, whilst I was up stairs I heard the landlord call for assistance, and I ran down to his assistance; going down to the kitchen I saw the landlord had hold of the prisoner, the prisoner was at that time in the kitchen near the parlour door, I saw the plate taken from him, I did not see the bundle in his hand; the prisoner had dropped the linen and the cloak at the door, I did not see him drop it.

Jury. Are you sure that you latched the door?—I am not positive.

Court. Are you sure the latch was down of the outer door?—I cannot be positive.

Q. You was the last person that came in before the prisoner was found, how was the street door?—I cannot be positive whether I shut it or left it open.

WILLIAM COOK *sworn.*

I attend at Bow-street, I am not an officer; about half an hour after seven o'clock on the 21st of January, a man came up from Bow-street and I went down

down to the house, I fastened the hands of the prisoner and examined him; and I found the table spoon inside of his breeches of his left thigh; on the right hand thigh I found a pair of tea tongs and one tea spoon, and in his great coat pocket I found this here tool (an iron tool produced) and a tea spoon; and since that, the gentleman has found one of the teeth of this tool in the bureau; I have kept the silver spoons ever since.

Mrs. Moscrip. I found the tooth of that tool in the bureau.

Prisoner. I leave myself entirely at the mercy of the court; I have nothing to say in the affair; I have no witnesses; I have no friend in the world.

GUILTY of stealing, to the value of 39s. but not of the burglary.

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. RECORDER.

192. **WILLIAM BUTTERWORTH** was indicted for feloniously and burglariously breaking and entering the dwelling house of John White, about the hour of three, on the night of the 19th of January, and burglariously and feloniously stealing therein, seven linen shirts, value 14s. three pair of silk stockings, value 9s. four pair of cotton stockings, value 8s. three callico shirts, value 12s. four pair of misello pockets, value 3s. a flannel waistcoat, value 1s. a callico bed gown, value 2s. two dimity petticoats, value 5s. a callico bed gown, value 2s. two muslin aprons, value 4s. four callico aprons, value 4s. two check linen aprons, value 4s. one pair of pillow cases, value 3s. two diaper towels, value 2s. three pair of lace ruffles, value 6s. four muslin caps, value 4s. a muslin tucker, value 1s. a cotton night cap, value 6s. five linen table

cloths, value 15s. a cotton gown, value 8s. two cloth coats, value 10s. a pair of cloth breeches, value 2s. a pair of velvet breeches, value 2s. a linen napkin, value 4s. a muslin handkerchief, value 6d. the goods of the said John White.

MARY WHITE sworn.

I am the wife of John White; my husband is a labourer; we live at Bromley, keep a house there; on Saturday the 19th of January, I went to bed a little after eleven, I went to bed and left my place secure as I thought; I was not the last person up; Elizabeth Wilt, a servant of mine, I believe, went up after me; I went into my room, and she went up stairs.

Q. How came you to hesitate about it?—She went up in the garret where she sleeps; I sleep on the ground floor; I am sure she went up before I was in bed.

Q. Are you sure she did not come down again?—Not till the morning; I fastened the house, we have no shutters to the windows in that room that was robbed; it is the kitchen backwards, belonging to the house, it has only one window in it, a casement, that window was shut with the asp, it is on the same floor as where I sleep, I was the last in the room, and took an handkerchief from the clothes that was lost, that window had not been opened for some weeks, I did not try it that night, I did not take any particular observation that night nor for some weeks before.

Q. Then the maid servant might have opened it?—She had no business in the room.

Q. Was that the window that the person had come into the room by, that took your things?—It was, the pane of glass was broke, taken out, and the casement opened; that morning I got up a little before six; the servant came down and was in the room first, and called to

B.

me.

me and asked where the linen was that was in the room; it was Elizabeth Wilt, she is an old woman; I did not know there was any occasion to bring her here; I lost all the things mentioned in the indictment; there are some things found which are here, they were not all my own things that were taken away; I am a poor washerwoman and take things in to wash, but all these things were in my house in the night of Saturday the 19th of January. I knew nothing of the prisoner till I saw him at Shadwell office; my window looks into a back yard, other yards of other houses communicate to it, a whole row of houses communicate to it.

Q. Was it dark when you got up, or how?— Very dark.

JOHN JEVISON *sworn*:

I get my living by dealing in old clothes in Rosemary-lane; on the 20th of January Sunday morning, Butterworth the prisoner and another they came to me between five and six in the morning, and told me they had a quantity of wearing apparel, and they had got it hid away in some place, in some fields; I am told the name of the other is Faulkner who came with him, and they wanted money of me to go and get a coach to bring the bundle, they said it was not prudent to bring it then on account of the patrols for fear of being stopped; I refused them any money that time of the morning, they went away and came again about seven or it may be a little after, both of them, each of them brought some of these articles which they spoke of before; they offered them for sale, and I bought as many as I gave 30s. for, they told me they had as many as would come to 10l. or 12l. but they could not bring them then for fear of being discovered; the things that I received were dirty; they said the other things were washed

and done up fit to carry home, and they said they could not bring them then, but they would another time; after that I heard no more particularly of them, till I heard they were taken up, they never came to me with the others.

Court. What day was this?— On Sunday.

Q. What did you do after this?— I naturally put them out of my house for safety; they told me that they got them so and so, and desired me to put them out of the house; I put them in a bag up a chimney in another house where no person lived in; then Wednesday morning I was taken up, and I took the things to Shadwell office, I was taken up for some other things, and I was admitted an evidence, and I told all as I knew; I had known this boy about two months, I did not know the other.

Court. You say you had known this boy some months, in what way of life was he in?— Sometimes he was at work and sometimes he lived with girls; but I never knew him guilty of housebreaking.

Q. You could have no doubt that these things were stolen?— I did not doubt they were stolen, but I did not think that they had broke a house open for them.

Q. Then being taken up for some other robbery you was admitted a witness on this robbery?— Yes.

PETER MAYNE *sworn*.

I know nothing more then that I received some property of the last witness, and saw the prisoner sign a confession before the magistrate.

Court to Mrs. White. You attended before the justice?— I did.

Q. This boy was taken up there?— He was.

Q. Did you attend the whole time?— I was ordered to come to Shadwell office on

on Thursday, I went on Thursday, and there I saw this part of my property I lost; I swore to them, I don't know who had taken them, nor where they came from after they were gone from my house; I was then ordered to attend the next Friday, which I did, I was in the parlour with justice Staples; then he ordered Butterworth to be called in, the prisoner at the bar, I had never seen him to my knowledge before; when he came into the parlour justice Staples asked him how he came there, and he told justice Staples.

Q. Did the justice tell him he had better put his hand to it, what was the words?—He asked me to sign my name, and then he said William Butterworth sign your name, he said I cannot write, the justice said then put your mark.

Q. Was it read to him?—It was.

Q. What did the justice say to him, did he say he had better put his mark to it or no?—I cannot say for truth whether he did or no.

Q. You put your name as a matter of course?—I did.

Q. He put his name just in the same way, the justice did not tell him he should be cautious what he did, because he was confessing a capital offence?—Not that I know of.

Q. No caution given the boy at all?—I don't know there was.

Q. What age is the boy?—I don't know, I think I heard his mother say he was but sixteen.

Q. There was no caution used, but he signed it merely as a matter of course?—The boy was asked the question by justice Staples and he did it.

Q. Had he an idea that he was to be a witness against Faulkner?—I don't know.

Q. Of what age is Faulkner?—About twenty, I have seen him.

Q. Are you sure that the justice after hearing what he said, read it over to

him?—I am sure that justice Staples read it.

Q. And nothing at all said to the boy, either to induce him to sign, or to caution him what he was about?—I don't know that there was.

Court to Mayn. Any caution given to this boy?—Mr. Staples asked him what he had got to say, he then up and told the particulars.

Q. You have known pretty much Jevison?—I have, his way of life is in this way, I believe he has been so for years; I have known him four or five years.

Q. Was not the idea held out to the boy that he was to be a witness against Faulkner?—No.

Q. Was he told that he was to confess the whole that he had done and that he would not be hurt?—No, not a word of that.

Q. What age is Faulkner?—He is something older than this.

Jury. Is Faulkner in hold?—He is not; I had these things of Jevison the Wednesday after the robbery, Jevison was not apprehended for any thing at this time, but I believe he was afraid of being apprehended, and he came down to my house on Tuesday, and on Wednesday he brought this property down.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

193. GEORGE BARLOW, MARY LONEY and PATRICK FITZ-SUMMONS were indicted for making an assault on Alexander Matthison, in the house of Hugh Young, on the 13th of January, and putting him in fear, and feloniously taking from his person and against his will 10s. in monies numbered, the property of the said Alexander Matthison.

ALEXANDER

ALEXANDER MATTHISON *sworn.*

I am a labouring man; I live in White's-yard, Whitechapel parish; I was coming home from labour; I work at Mr. Bowles's a glass house, at Cock-hill; I being very dry, and I saw Mr. Hugh Young's house open, and I went in and got a pint of beer, he keeps the Black Lion, Salt Petre-bank, after I had my pint of beer I was taken hold of by George Barlow; I did not stay longer than I had my pint of beer, it was between twelve and one; I was taken hold of and ten shillings and one halfpenny was taken from me in the tap room, and I called out robbery! George Barlow laid hold of me and the woman robbed me; he laid hold of me, put my hands behind me and she put her hand in my pocket; Barlow laid hold of both my hands behind; the woman Mary Loney endeavoured to put her hand into my pocket and the pocket was so near she could not get her hand in cleverly, and then when I called out robbery she took it up on the side and shook it in this manner on the ground; I called out robbery in the mean time, and the landlord he came in all haste with a light, the landlord he went to the bar again; I begged of them very hard to give me my money and I would give them a gallon of beer freely; after I spoke all the words I could, while the landlord was out of sight, Barlow gave me three kicks and told me he would put me on the fire if I would ask him for my money. When the landlord came he saw these two the man and woman, George Barlow and Mary Loney going away from me, and Patrick Fitzsummons came past and put out the light; I did not know him before, but I knew him by seeing him close to me when I was going out of the tap room, and seeing him putting his hand up and putting the light out; there was one more in the box, his name is John

Murphy, he got clear off; they held my hands again, and George Barlow and Mary Loney picked up the money; I cannot swear who held my hands then; I was as sober as I am this moment; all I see Fitzsummons do was he put out the light, I cannot swear he touched me or took any of the money.

Prisoner Barlow. At the morning following he went to another house, he did not know which house he was robbed in.

Court to Prosecutor. How soon afterwards did you see these people again?—I did not see them till the officer took them up at the Nag's Head after they robbed me; I did make a mistake to the officer in the morning, I said, the Black Boy instead of the Black Lion; I had not a halfpenny left, so that I did not know what I was doing.

Prisoner Barlow. There were several people in the house that he accused of the robbery as well as me.—No, it was them two that took my money; I never charged any body else of the robbery.

Prisoner Loney. He was in the lodging house along with me and gave me 6d. and he said, he had no more than another 6d. or he would stop with me all night.—I was not in any other house with her.

Court. Are you certain you never was in any house with her either private or public?—Only at the Black Lion; I met her in the street, and she asked me to treat her, and I went in with her and I had a pint of beer, and I gave her a drink of it.

HUGH YOUNG *sworn.*

I keep the Black Lion. On the 13th of January this good man Alexander Matthison, it was Sunday night, past twelve o'clock before he came in; I had refused drawing porter some time before they came in; there was one or two

two in the tap room that I wanted to get out. This Matthison and Mary Loney and another young woman came in together, I don't know her name; on his coming in he asked me for a pint of beer; I told him I had given over drawing beer; they went from the door to the far end of the tap room, and he gave this woman, who was with Mary Loney 6d. to get a pint of porter; some time after that he came to me to the bar and said, it was very extraordinary he could not have his change of his 6d. of me; I told him I took no money of him to change, with that he made answer that he gave it to my servant maid; I found by enquiry that he had given the other woman the 6d. and I caused the woman to come forward, and she said, she would not give him the change; and I throws down the four-pence farthing to him; the woman then came forward and said, rather than I should be out of pocket she would give the change, so she throws down the four-pence farthing, and I took up my change again; they continued in the tap room a good while without having any porter, it might be very near an hour; this Mary Loney and the other woman sat there some time in a box by themselves; I took no further notice of the tap room then, for I was rather busy in the bar; a short time after this I heard him cry out robbery; I made what haste I could with the light, the light in the sconce was not out, but it was very short, because I would not change the light for them, I wanted them out; by coming out I saw this man on his hands and knees, this Matthison, and he made such a noise, I held him up in my arms and I held a light, and Barlow and the woman Loney was next to him, and I pushed them two from him; I knew Barlow and the woman before, they used the house; I held the light and told him

to hold his tongue, and to tell me who had took his money from him, and I would do my endeavour to get it returned; I asked him who had taken it; he said, they had all; he did not point out any to me at that time, he immediately offered them a gallon of beer if they would return him his money; I could not see any money; I took the candle and I looked round, and there was not any thing to be seen on the ground; Barlow and the woman was standing nearest to him.

Q Did he tell you how his hands had been held?—No, he had not mentioned it to me, by the way he described it to me, he seemed to me to be pushed out of the box; I know the two women and him set together sometime without any porter at all.

Q Then you don't know of your own knowledge of any body laying hold of him at all?—I do not.

Q You saw no money?—I did not.

Q How many were standing about him?—Seven or eight.

Q Did you see the candle put out?—I did not, the candle was burnt out a quarter of an hour before this robbery was cried.

Court to Matthison. I understand you had seven or eight people about you. How came you to mention only these three?—I did not know their names, and there was none took any money but these two prisoners at the bar; I don't know how many there was in the room; there was none took hold of me, or did any thing to me, but these three in the bar and one man that got away; there was other people in the tap room, but they did not meddle with me; Barlow first laid hold of my arms and then another man came and laid hold, and Barlow and the woman picked up my money; I cried out the moment that Barlow laid hold of my hands; there was none

see

see him that I know of; they would not tell me their names or nothing, the people that were in the room would not.

Q. How came you not to tell the landlord that you was robbed?—I did tell him that I was robbed of 10s.

Q. How came you not to tell him that that was the man that held you, and that that was the woman that took the money out of your pocket?—I did not know their names, Hugh Young, the publican, would not tell me any of their names; says I, that is the woman and man that took my money, and I can swear to it any time.

Court to Landlord. You did not see any body hold of his hands?—I did not, he was down on his hands and knees.

Prisoner Barlow. There was a man called John Dykes whom the prosecutor challenged with the robbery.

Young. He did; but I satisfied the prosecutor that that man was not in my house for six weeks before.

—— DAWSON *sworn.*

The prosecutor came to me on Sunday morning about nine o'clock, and I went with him to Salt petre-bank, and I desired him to keep behind me, and follow me into the house, and I went into the wrong house; afterwards we went into the Black Lion, and I saw Fitzsummons there, and he pointed to this Fitzsummons and said, that he put the candle out; the landlord interfered and said, that Fitzsummons was not concerned, it was George Barlow and Poll Loney, because he ran out from the bar and saw the prosecutor on his hands and knees, and he pulled them off from him when he was on the ground; and I believe he gave evidence to that effect before the magistrate.

Court. Your memory Mr. Dawson does not seem to be quite accurate;

the examination reads the same as Mr. Young has now said.—When Hugh Young was before the magistrate and they had taken down his evidence he contradicted a part of his evidence. I took Fitzsummons away about ten o'clock at night; I went into the Nag's Head by the side of Tower-hill, were Loney and Barlow were sitting, and I apprehended them.

Court. I am not fond of officers so forward in court of justice; where they give their evidence right and proper it is a pleasure; but when they come to swear to fact, and refer to writings, and are not confirmed in it, it does not look so well.

Court to Young. Did you say as Mr. Dawson states before the magistrate?—If I said so I must have said a great falsity, he did apprehend me so at first, but I corrected it and said as I said now, that I saw him near me.

Prisoner Barlow. I was only sitting in the tap room.

Prisoner Loney. I had been at Mr. Young's, and I went out and I was going towards home, and I met this man, he asked me where I was going; I said, home; he went home with me and made me a compliment of 6d. when he came out he said, he had but two six-pences or he would stay with me all night; however, he said, he would treat me with a pint of beer; we went into Mr. Young's and had a pint of beer, and he gave the other woman that was along with me the 6d. to get change and pay for it, and she would not return the change, so Mr. Young threw down four-pence farthing; says she, rather than you shall be the loser I will give the change; and as he was coming out he bawled out, says he, I am robbed; that is all I know of it.

All three Not GUILTY.

Tried by the first Middlesex Jury before Mr. COMMON SERJEANT.

104. ELIZABETH LANY was indicted for feloniously stealing, on the 18th of January, ten pair of silk hose, value 15s. the goods of Thomas Clarke, privately in his shop.

THOMAS CLARKE *sworn.*

I live in King-street, St. Ann's, Soho; I am a silk dyer and callico glazier. On the 18th of January I lost ten pair of silk stockings out of my shop, sometime in the afternoon.

ELEANOR LOVE *sworn.*

I am shop woman to Mr. Clarke. On the 18th of January there was ten pair of stockings lost, Elizabeth Lany came in for a spotted sattin cloak that came to be dyed last October; she came in between seven and eight o'clock in the evening; she came for it in the name of Thompson; I looked for it some time and I could not find it, and I asked her if there was any other name that she thought she might leave it in; she told me, Lany; I looked for it and I could not find it; she then went away and she told me she would call again; I knew the stockings to be in the window some few minutes before she came in.

Q. Where was you looking for this cloak?—In that room.

Q. Was there any body else in the shop?—Nobody but me and Elizabeth Lany; these stockings were within a yard of the door or thereabouts.

Q. How soon did you miss them after she was gone?—Not till two days after; she came on Friday and I never missed them till Sunday about three o'clock in the afternoon.

Q. How do you keep your shop door?—Generally shut; I always attend the shop myself.

Q. You go to Dinner sometimes, who attends the shop when you are out of it?—There is three or four

occasionally attend the shop and my master; they are not here, only my master.

DAVID GORDON *sworn.*

I am a pawnbroker; I live at No. 134, St. Martin's-lane. January 18, Friday evening about eight o'clock, or it might be past eight, the prisoner at the bar came to my shop with these six pair of silk stockings, she asked a guinea; she said they belonged to Mrs. Thompson in St. James's-street; that Mrs. Thompson was a customer of mine and had a great many things in my house; I told her I could not take them of her, but to go back to Mrs. Thompson and bring me a letter and one of my tickets, that I might know who Mrs. Thompson was, and I would lend her a guinea; she came the Monday following about the middle of the day, and she brought a very decent looking man with her, who said, his name was William Stevenson, that he was a clerk in St. Ann's parish, that he knew the prisoner for many years, and that I was very safe in taking the stockings of her, that they were her own property, that she had lived four years with the old Duke of Northumberland. I have seen Stevenson since and brought him to Mr. Clarke's house; he said he lived at No. 15, Grafton-street, Soho; so he did; I asked her how she came to tell me they belonged to Mrs. Thompson; she said, because she was a poor woman, and she thought I might not take them of her; so through the recommendation of the man I bought them of her, and gave her 30s. for them; in the course of the afternoon I went out and I went down to Westminster, to the house where she lived, and the man gave her a very bad character; through that I went in search of her and took her up, and I said to her, how could you bring me stolen goods; she

she said, she found them in New Bond-street; I asked her for the money that I had lent her on them; she said, she had but 9s. 6d. left, and wanted me to take the 9s. 6d. and let her pawn them for the rest of the money. I advertised the stockings, and through that Mr. Clarke heard of it. I am sure these are the stockings I took of that woman; they are all marked with the letter C, in the foot.

Prisoner. I did not wish to sell them at all without his desire, I left them from Monday till Tuesday three o'clock in the afternoon.

EDWARD GILL *sworn.*

I am a stocking trimmer and dyer, I cleaned the whole ten pair of silk stockings for Thomas Clarke, he is my employer, these six pair are part of the ten pair which I cleaned, I returned them to Mr. Clarke Thursday, the 17th of January. (The stockings deposed to by Mr. Clarke.)

Prisoner. On the 18th which was Friday, I was coming down New Bond-street, I had been to enquire for work, I stumbled on something folded up in a bit of white paper, I kicked it before my feet, I picked it up and I took it to a great butter shop in St. Martin's-lane, for to beg a bit of clean paper to wrap it in, I then saw what it was, I went immediately to Mr. Gordon's, he seeing me a poor woman, rather disputed them to be my own, and I told him I had lived at the Duke of Northumberland's a great many years, he said, that would not do, I must bring somebody or other that could speak in my behalf, I declined to go till Tuesday, when I took this person; when Mr. Gordon said, he had no reason to dispute my honesty, but I had better sell them; I asked him what he would give me a pair; said I, one pair with ano-

ther they cannot be dear at 6s. he made answer and said, I will give you 5s. and as that gentleman that is here can vindicate your character here is a guinea and a half, and you must give me 18d. says I, I have not a 6d. in the world, with that, he made a receipt and paid me, and when I got home, Mr. Gordon came to my apartments telling me that he did not like his bargain, and that he did not know whether I came honestly by them or not, therefore he desired me to deliver up the money; I told him I have not so much as I got of you; I told him I had bought a pair of shoes with part of the money; then says he, hand over the shoes, and he put my new shoes in his pocket, and when I came to the Duke of Northumberland's to ask for Mr. Anderson, the steward who knew me, was gone out about a quarter of an hour; Mr. Gordon was then with me, and insisted on my giving him what money I had, which was 9s. 6d. he then took me to the watch house, and I stayed there till the next day; I have no witness but God and myself.

Court to Clark. What is the value of these things?—I wish to make it 5s. for the whole.

GUILTY of stealing to the value of 4s. 6d. (Aged 38.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT.

195. JAMES CLARKE was indicted for feloniously stealing on the 13th of February, 25 yards of printed cotton, value 3l. 12s. the goods of Frances Brooks, in the dwelling house of John Page.

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(The witnesses examined separate.)

FRANCES BROOKES *sworn*,

I live in Kentish Town, I am in the linen drapery and haberdashery line; I keep a shop, I do not keep the whole house, only part of the shop, and apartments in the house; it is William Page's house and he lives in it; last Wednesday as I was sitting at the end of the parlour adjoining to the shop with Mrs. and Mr. Page, Mr. Page thought he heard a person in the shop, and Mrs. Page getting up to see, said, there was a man taking off the things on the counter; Mr. Page immediately pursued, and the man finding himself pursued threw the things over some palisades; I saw the things behind the palisades where he threw them; I followed and took them up from the place where the man threw them; Mr. Page has the things.

Q. Was this parlour of your's at the back of the shop?—It is, and the glass door between them.

Q. Was the shop door shut or open?—It was shut to, but I cannot positively say whether it was fast or not; it communicates with the street.

Q. Have you any partner, or any body concerned in this business with you?—No, nobody is concerned with me. I am a single person; I never saw the boy till after he was retaken; the prints are here.

WILLIAM PAGE *sworn*.

We were drinking tea in the parlour adjoining the shop, there was a candle in the shop but not in the parlour; I saw the reflection in the shop of a man; I said there is somebody in the shop; I believe Mrs. Page got up and said, there was somebody; I went out to him; on his being closely pursued, I saw him throw the things over the palisades; I did not see any body near

him not so near as to lay hold of him; I am confident that I perfectly saw him throw the things over; when he threw the things over he was a very little distance from me; Mrs. Brookes came up as I was bringing him back to the place; he was got about seven or eight houses off when I took him, and she went inside of the palisades and took them out; we brought him back to our house, the prisoner was very penitent and begged pardon, and wanted to get off, he would go for a soldier, or do any thing if we would set him at liberty.

(The print produced and deposed to.)

Court to Page. Did you see him go out of the shop?—I did not see him till I was out of the shop; but I immediately pursued and never lost sight of him till I got him.

Court to Mrs. Brookes. What is the value of that cotton?—It cost me 3l. 12s.

Prisoner. There were two men running before me about three yards, these two men were before me, I had been looking after work, and I was going through the town, I never saw the things; I have no witness at all, I have no soul in London that knows me excepting the girl that I live with.

GUILTY. Death. (Aged 19.)

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT.

200. ELIZABETH FORD, ANN TAYLOR and SARAH BAILEY were indicted for feloniously making an assault on the King's highway, on Samuel Evans on the 13th of January, putting him in fear and feloniously taking from his person and against his will, a silver watch, value 5l. a steel watch chain, value

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value 2s. two stone seals set in metal,
value 3s. the goods of the said Samuel
Evans.

(The Witnesses examined separate.)

SAMUEL EVANS *sworn.*

I am a farrier by trade; on the 13th of January, Sunday night, about a quarter past nine, I was going down, Cow-cross, near Smithfield, to an eating house, there were five girls together, and them two Elizabeth Ford and Ann Taylor spoke to me, Ford asked me to take a walk home with her, I refused, and she put her hand to my breast and drew my watch out of my pocket with her other hand, she gave me a sort of a push back as I made an offer of going by her; she did not strike me it was a sort of a push back with her hand; she took the watch out with her right hand; I am positive it was that woman that is nearest the jury, I felt it go, I saw it in her hand as she pulled it out, and I saw her deliver it to the other girl afterwards, she delivered it to the other girl Sarah Bailey, Bailey then took off; I held the other two, and this Sarah Bailey ran down the street; I had hold of them before she delivered the watch to the other, I kept them till the officers came, they came and they took them into the watch-house in Cow-cross; that is, Ford and Taylor; then they took them from there to the prison Clerkenwell. At the time I held them somebody picked my pocket of my pocket handkerchief, and somebody picked my breeches pocket, but I cannot tell they did it.

Q. How came you to lay hold of Taylor?—She assisted the other, she laid hold of me as soon as the other had got my watch, she laid hold of my arm, she interfered as soon as ever I laid hold of her that took my watch, she did nothing more than hold me.

Q. What did she hold you for, was it to prevent you from running after the others?—Yes, to be sure it was.

Q. How soon did you see Bailey after this?—It might be in the course of two hours and a half; they took her and two more, there was five of them in all at the end of the court at which I was robbed, they took the five up, Bailey was taken as she was coming up the alley, Jacob's court with a pot of beer, and the two other women stood a little lower down.

Q. Are you perfectly sure that Bailey was the woman that ran away with the watch?—I am very positive of it; when Sarah Bailey took the watch of Elizabeth Ford, them two other women went along with her, they ran off together.

Q. Are there any lamps in this Cow-cross?—There are lamps.

Q. Was it a moon light night?—It was very light.

Q. Do you mean to say whether you recollect it was moon light or not, I cannot be certain, it was very light.

Q. Was there any lamps near where these women robbed you?—There is a lamp stands opposite.

Q. Women of this description are dressed very much alike?—I can positively swear to them.

Q. Are you sure as to Bailey?—I am very certain.

Q. Did either of the other women get away from you?—No, never; one I held inside of my arms, and the other I held in my hands.

Q. What did you lose;—I lost a silver watch, two Bristow seals, one bed hook in the form of a knife and a steel chain; I have never recovered it since; when I took Bailey she was coming with a pot of beer in her hand.

What

Q What officer was with you when you took Bailey?—All the officers, four of them were there.

Q Which of them pointed out Bailey to you?—I was going by the alley and I saw her face, and I knew her directly.

Q Did either of the officers point her out to you?—No, they did not, the officer asked me if that was her; I saw her myself first, she had the same dress before; the women were all strangers to me.

Prisoner Ford. Please to ask him whether he did not stop me by my arm and said, says he, I have lost my watch; with that he up with his hand and made to strike a blow at me; I called to the watchman. I never saw the man before he caught hold of my arm and went to strike me, and said he had lost his watch; and that young woman came that side of the way and he caught hold of her and he said, he lost his watch, and we called out patrol.

Court to Prosecutor. Are you sure that you saw the watch in her hand?—I am sure I did; I saw her take it, and I saw her deliver it to the other.

Prisoner Bailey. He never saw me in his life till he took hold of me; I was coming home with a pot of beer, a bit of cheese and a penny candle, and the constable laid hold of me and said, he wanted me, and that man came up and said, I was the person.

Prosecutor. It was the man Appleyard laid hold of her by my desire; but not till I had told him.

THOMAS APPLEYARD *sworn.*

I am a constable; I was at the apprehending of Bailey; the prosecutor was with me, Evans and three others.

Q Who first saw the woman Bailey?

—I believe I did; I ran up and I took hold of her.

Q How came you to take hold of her?—The prosecutor was with me at the time I came up to her, and he came up and said, this here is a woman that was with me at the time I was robbed; I went up into the room into her own apartment.

Q How came you to go up into that place to that woman?—I knew it was a place of ill fame, and it was the corner of the court where the prosecutor was robbed; she was coming along with the candle in her hand and a pot of beer.

Q Did you lose sight of her after you had taken her?—Yes, after I had taken her I left her in the care of two patrols, and I went into another room; I am positive it is the same woman.

Q Did you examine her?—I did, I found nothing of any consequence.

Prisoner Bailey. I have no further to say, that I never saw the man in my life till he took me up.

JAMES JAMES *sworn.*

I am a patrol, I was not present when the robbery was committed; when Bailey was taken up I saw her, she was taken up into her room and searched; whether it was one or two pair of stairs I cannot say; she was examined after the prosecutor said she was the woman.

Q Where was that search?—In Jacob's court, in a room.

Q How came she to that room?—The first sight I had of her was in the room to the best of my remembrance.

Q Did the prosecutor say she was the woman in your presence?—He did, he pointed to her, and said, she was the person that the other gave the watch to.

Prisoner Bailey. Because my name was Sarah.

JOHN PECKHAM *sworn.*

I am a patrole; I was on my duty; I heard a noise down the street; I went down the street to the prosecutor, and there was Nan Taylor and Bett Ford, and the prosecutor; they were in his hands, and he said, he was robbed, I took them and I brought them up to the watch house, directly they were searched and nothing found on them; he charged them with robbing him of a watch.

Prisoner Ford. They said, if we could raise five pounds they would let us go, and we could not; and he said he would shew us as much mercy as the judge would.

Prosecutor. I never said any such thing, they sent a man to me, and offered to give me money, but I said I would not take money; but I said I would be glad to have my watch again; I never said I would make it up for five pounds on my oath; I had money offered me to be sure, but I refused it.

DANIEL MUZZELL *sworn.*

I am a patrole; I was on my duty, and I heard a noise, and I and my companion came up, and we found this man, with these two women; he said, they had robbed him of his watch; with that we took them to the watch house; the two with him, were Ford and Taylor; I did not see them examined.

Prisoner Ford. That there gentleman sent word to me that if we would raise between us a watch as good as his own he would make it up; with that, we sent word that we were unfortunate girls, and if he would false-swear himself he must; he sent word again, if we could raise five pounds for him to buy a watch as good as his own, he could go a great way off, he was a single man and nobody should

know were he was; we sent word we could not; he said then, he would just shew as much mercy as the judge could shew us.

Court to Prosecutor. Did you ever send any message to them?—I never sent any message to them; the person that came to me told me, there was four of them would subscribe so much a piece to give me satisfaction.

Prisoner Taylor. Mr. Appleyard was the constable of the night that took me, and that man and this woman had a quarrel in the alley; I went over to see what was the matter, and the man immediately laid hold of me, says I, what are you going to do with the woman; with that he says, damn you, what you are one of them, and he laid hold of both my hands, and he had me stripped stark naked in the watch house; says I, have you got any charge, no, says he; says Mr. Appleyard you may as well go you are sure to be cleared to-morrow.

Prisoner Bailey. When I was going home with the pot of beer about half an hour after ten o'clock, Mr. Appleyard came and took me by the arm and said, he wanted me; with that he called the prosecutor and asked him if he knew me; he said he believed he did; directly he asked me what was my name, I said Sarah Bailey, says he, if your name is Sally, you must be the girl that has got my watch, with that they took me to the watch house, and the next day to the gentlemen at Hatton garden; there was five of us he took up, and when he came out of the yard he said he had taken a false oath.

Court to Appleyard. Did the prosecutor say there he believed she was the woman, or did he positively say she was?—He positively said, that that was the woman, the first time he clapped his eyes on her when I was with him.

Court to Prosecutor. Did you ever admit taking a false oath about this business?

finels?—Not at all my lord, I should be very sorry to do it.

Q. The officer took up the whole five?—I believe he did.

Q. How came the other two to be discharged?—Because they had not laid any hands on me.

Prisoner Bailey. The prosecutor said at the justices the robbery was done between seven and eight, and I can bring people to prove that I was that night in a chandler's shop at that time.

Court to Prosecutor. You told me that this happened a quarter past nine.—I said the same before the magistrate, which it certainly was to the best of my knowledge.

ELIZABETH FORBES *sworn.*

I come to speak for Mary Bailey; I have known her near eight years, and I never knew any thing dishonest of her in my life; I have not known her only seeing her for this last year and a half.

Court. Who do you work with?—With Mr. Davis, Peter's-lane, near Smithfield.

Elizabeth Ford, GUILTY. (Aged 22.)

Ann Taylor, GUILTY. (Aged 28.)

Sarah Bailey, GUILTY. (Aged 18.)

All of the larceny, but not of the highway robbery.

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

201. ANN JONES was indicted for feloniously stealing, on the 24th of January, a canvas bag, value 1d. an half guinea and 4l. 19s. in monies numbered, the goods, chattels and monies of James Schooler, in his dwelling house.

SUSANNAH SCHOOLER *sworn.*

I live in the Savoy; my husband keeps a public house in the Savoy, the Blue Anchor; his name is Samuel, No, I make a mistake, James Schooler; this woman robbed me; she lived servant with me, she had lived so a month or better. On the 24th of January I went to bed about ten or eleven o'clock, and I put my pockets under my head, which I always do of a night, my four pockets I put them underneath the bolster; when I came to get up in the morning I dressed myself all but my pockets; I could not find them; I believe it was two o'clock the next day that I got up, so I pulled the clothes off the bed, the bolster and pillow, and I could not find them. My husband does not lay with me, he has two very bad legs; but we both sleep in one room; I called the maid up stairs and told her about it, that I could not find my pockets, I told her to look for them, and I supposed they must have slipped between the sacking and the bed; she said, she knew nothing of it at all.

Q. Did you examine the bed and sacking?—I did, it was not there. I heard that the maid, the prisoner at the bar, had got a good deal of money, and I went after her; she went away out; she did not give any notice or say any thing when she went away; I went after her; I found her and brought her home, and found the money on her; I found her at a neighbour's house; a soldier was with me that is here; when she was brought back I asked her for the money; she said, she had not got it; then we sent for a constable and searched her, and she had the money in her bosom, in a yellow bag; the constable has got the money now and the bag; it fell out on the floor as they were taking it out and they picked it up, and counted it, there was

was 5l. and more, there was sixpences and shillings, and half a guinea; all the rest in silver.

Q. What was your money in when you put it into your pocket?— It was in a yellow canvas bag.

Q. Do you know how much you had in it?— I can swear to more than was found on her, I had more than that; I look upon it there was as much as 7l. but I did not find any more.

Q. Are you sure you put this 7l. in a canvas bag in your pocket?— Yes.

Q. Was the bed room door locked?— No, it was not; the prisoner was in the room in the morning, as soon as she was up; she came up about seven o'clock she did not take it then from me; it was later than that, she came in and took the money from me; I had been poorly, and had not slept much in the night; and I fell asleep after that.

Q. Had you a character with this young woman?— No otherwise than that I knew she lived in the neighbourhood, she had done so for a twelve month.

Mr. Knowls. How came you first of all to tell us your husband's name was Samuel?— I beg you pardon, I was thinking of my other husband; I have had two husbands, my first husband's name was Samuel.

Q. I should have thought you would have forgot your other husband long ago; how long was it your husband got up before you that day?— A good while.

Q. What time do you think?— Eight or nine o'clock, he is afflicted he cannot dress or undress himself; it might be eight or nine or more.

Q. Have you any lodgers in your house?— No, only an old woman.

Q. Have you not got soldiers?— Only one and he was upon guard.

Q. What part of the day did he go on guard?— About seven o'clock in the morning.

Q. Do you mean to say he was on guard from seven o'clock in the morning till two, Do you mean to say that he is never relieved for nine hours?— They are there all the day long, they do not come off till the next day; he is down at St. James's at the King and Queen's guard.

Q. You missed some money about a month before?— No.

Q. I believe you found there was some money mislaid, and you found it again?— No, it was my husband had taken the money.

Q. You charged the foldier with it?— No, I did not.

Q. What did you say about it?— I spoke about it, and said I had lost my money; but I did not charge him with it.

Q. Do you mean to say now that you did not charge either the foldier or that woman the time before?— I did not charge the foldier; but missed my money.

Q. I believe afterwards it turned out that the money was mislaid?— No, my husband had taken it.

Q. Is your husband here to day?— He is not, he is very bad in bed.

Court. Where had you missed the money from before?— My husband took it out of my pocket when I was in bed.

Q. Did you observe him take it?— I did not mind it.

Q. Did he take it when you was asleep?— He did; but he told me as soon as ever I said I had lost it; he said don't make yourself unhappy, I have got the money.

HENRY SELWAY *sworn.*

I am a foldier in the second or Coldstream regiment; between two and three this day I went into this public house to have

have a pint of porter, the landlord was telling of his loss; and a young man was saying that he saw the maid with a canvas bag; says I, if you are a mind I will go seek after her; I went to the girl and found her, and brought her to Mrs. Schooler, and she denied it; and said if I was a mind to go into a private room, I might search her; which I did, and between her stays and shift, I pulled out the canvas bag; and we found one half guinea in gold, and four pounds nineteen in silver.

Mr. Knowlys. Did you see the old gentleman Mr. Schooler?—I did, but he is not here now; he is very bad in bed; the constable has the bag.

EVAN EVANS *sworn.*

I am a constable of Covent Garden parish, I took this woman into custody on the 24th of January; I was sent for, and Mr. Schooler gave me the bag of money, and I have had it ever since.

Mr. Knowlys. Did the old gentleman go up to the justice's with you?—He did, but he was not bound to come here, only his wife, the corporal and me. (The purse produced and depoted to.)

Prisoner. I did not know it was necessary to have any witnesses, or else I could have had witnesses, but I did not know it, I picked the purse and money up in the tap room, and if I had thought it had been Mrs. Schooler's I would not have put it in my pocket; if Mrs. Schooler will get so drunk as not to know what she does; what is to be said to it.

Court to Mrs. Schooler. Was you sober that night?—I was,

GUILTY. Death. (Aged 27.)

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT.

202. **ROBERT JONES** was indicted for feloniously stealing, on the 26th of January, twenty eight yards of cotton bed furniture, value 3l. the goods of Richard Jellico.

RICHARD JELLICO *sworn.*

I am an upholsterer. On Saturday the 26th of January, Mrs. Jellico and I were in the counting house adjoining the shop, between three and four in the afternoon; and I saw the prisoner come into the shop; I supposed him to be a customer, desired Mrs. Jellico to go out at door and see what he wanted; when she went forward I heard a violent screaming, I went into the shop but lost sight of Mrs. Jellico; I went to the door and see her run down London Wall, and running after the prisoner; I saw the prisoner running down London Wall with the furniture under his arm; she told me that was the man that had taken the furniture out of the shop; on the alarm being given of stop thief, he endeavoured to put it under his coat; and being rather closely pursued he knocked down a girl, and threw the furniture just before her, he pushed her against a step on purpose evidently; I followed and took him, and took up the furniture and gave it to the beadle.

Prisoner. The gentleman says he saw me knock the girl down; I am innocent.

Mrs. JELLICO *sworn.*

I was in the counting house; I saw the man take the furniture from the table and ran out of the shop, I gave the alarm and ran out, and ran down London Wall after him; I never lost sight of him till he was taken.

Prisoner. If she saw me take the property why did not she stop me at the time?—It was not possible I could; he ran out directly.

STEPHEN.

STEPHEN WALLIN *sworn.*

I am beadle of Broad-street ward; I received these goods of Mr. Jellico, in Mr. Jellico's shop, and took charge of the prisoner. (Produced and deposed to.)

Prisoner. As I was coming by Bedlam Wall a man came by this man's house, and I heard a cry of stop thief; and I ran after him, the man pushed by me, and the gentleman came and took hold of me.

GUILTY. (Aged 27.)

Prisoner. I wish to go on board a man of war, it is the first thing I ever did of the kind.

Court. I do not believe it.

Owen. It is not, he has been here before.

Transported for seven years.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

203. THOMAS BRYANT was indicted for feloniously stealing, on the 8th of February, twelve pair of iron hinges, value 2s. four thousand nails, value 4s. one hundred and forty four iron screws, value 1s. the goods of William Alexander Frazier.

And JAMES BRYANT was indicted for feloniously receiving the same goods, on the same day, knowing them to be stolen.

WILLIAM ALEXANDER FRAZIER
sworn.

I am an ironmonger on Dowgate-hill. On the 8th of February, between eight

and nine o'clock, or a quarter past eight; a maid servant came and called me, and desired I would come down; for that there was a great noise in the passage below, between my servant Thomas Bryant, and two other men; he had lived with me on and off about two years, he was the porter; the others were the prisoner James Bryant, and constable; I came down stairs immediately; and the constable told me, that these two men had robbed me; we searched the prisoner James Bryant, and we found the goods stated in the indictment on him; we took them out of his pocket, and I asked Thomas Bryant the servant, how that man came by them, he told me that he had sold them to him; I asked him where the money was for them, he said he had got it in his pocket, I asked him to give it me; then he said that the man was to bring it at ten o'clock; they are relations, I have seen James Bryant once or twice before call on Thomas Bryant. I have a number of set customers; I have told him if such customers should come, he might serve them, but no strangers; we sell nothing retail, unless it is to oblige a neighbour.

Mr. Cox the prisoner's Counsel. You had left this man power to sell?—I had, as I have mentioned.

2. But it is not a retail shop for any body to come to?—It is not.

JOHN WEINWRIGHT *sworn.*

I am a constable of Dowgate ward; about eight o'clock on the 8th of this month, I saw the two prisoners at the bar; Mr. Frazier has a stable in Allhallows-lane, and the servant generally goes to look after the horses in the morning; I live next door but one to the stables, I saw Thomas Bryant and James Bryant both come out of the stable together, they passed me, and I thought James Bryant seemed

seemed to have something heavy in his pockets; with that I followed him up Allhallows-lane, when I got into Thames-street, they were in Bush-lane, they stood talking a little while together, and I kept back; I went into another court, called Ann-court, to see if Mr. Frazier's servant went on, and I see him cross Chequer-yard, and the other went up Bush-lane; and immediately I got into Bush-lane after James Bryant, I overtook him in about a minute, I came along side of him, and I saw the paper in his pocket; and I stopped him and said, what have you got in your pocket? he made several excuses, that he had nothing but his own; and said, what is that to you; says I, I insist upon seeing what you have got; with that he said it don't matter, don't make a piece of work, I will give it you; says I, what are they? says he, they are a few nails, I asked him how he came by them, who gave them to him? he said he did not chuse to tell who gave them to him; why says I, how did you come by them? he then made answer I found them in Golden-lane, says I, how came you to find them in Golden-lane? says he, they dropped out of a cart, and I picked them up; says I, that will not do, you must go along with me; so I took him to Mr. Frazier's house, supposing where they had come from; Mr. Frazier's servant, the prisoner at the bar, opened the door to me, says I, do you know this man? he said he did not know the man, I said did you ever see him before? then he said he believed he had seen him; by that means I got hold of him, I got hold of one in one hand, and the other in the other; I desired the maid to call the master down, the master came down; and I told him, that I believed that these two men had robbed him; I searched the prisoner James Bryant, and I found these nails, hinges and screws in his pocket; I found nothing on

Thomas. (Produced and deposed to by Mr. Frazier as dealing in such articles, but no marks on them particularly.)

Prisoner Thomas Bryant. I had orders to serve trifling goods if my master was out of the way; this man came to me for these goods, he told me a carpenter had sent him, says I have you got the money? no, he said, he would bring the money at ten o'clock, says I, if you don't bring the money at ten o'clock I must come after the money; he was going away with these nails, and this man came after him and took him in the street, and brought him to the shop, and called my master down, and told my master I was robbing him.

Prisoner James Bryant. Mr. Cady, the carpenter, met me this morning, and sent me to Mr. Frazier's shop for these goods, he gave me the goods on condition to bring back the goods for money, at ten o'clock; so before I had time to get up opposite the Mansion House, this man took hold of me and brought me down to the shop again, and got hold of both of us and would not let this man go up to call his master; so he held us until the master came down.

Thomas Bryant GUILTY. (Aged 28.)

Transported for seven years.

James Bryant GUILTY. (Aged 25.)

Transported for four years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

204. JAMES RANDALL was indicted for feloniously stealing on the 27th of January, 13 pieces of bar iron, of the weight of fifty-six pounds, value 7s. the goods of Richard Crawshaw, William Crawshaw and William Thompson.

F.

JOHN.

JOHN HARRISON *sworn.*

I am the patrol of Castle Baynard ward; I met the prisoner at the bar about two minutes before the half hour past six o'clock in the morning, on Sunday the 27th of January, he passed by me in Little Knight Rider-street, Doctor's Commons; I said, my friend what have you got there? he said, he had picked up a prize, and he kicked his foot against it at Paul's wharf, against the beer casks; says I, you must come along with me to the watch-house and give a better account of yourself; I called to a man opposite, a soldier, to aid and assist me to take him to the watch-house, he took the man and I carried the iron; when he came into the watch-house his defence was, that he meant to carry it to the custom house, or leave it at the next watch-house that he found open; we sent for Mr. Billing, Mr. Crawshaw's clerk, and he owned the property.

Q. How did you know it was Crawshaw's property?—Because it was so near the wharf; we found on him fifty-six pounds weight of iron; three bars.

Mr. Peat Prisoner's Counsel. You are a patrol?—I am.

Q. How far from this wharf that you speak of was from the prisoner?—Two or three hundred yards.

Q. Was the prisoner walking or running?—He was not running, he was walking very steady with a stick.

JOHN CHAMBERS *sworn.*

I am watchman to Mr. Crawshaw for the wharf; the prisoner was King's watchman, comes on at two o'clock and comes off at day light, at six or seven, when it was his time for going he said, he would be for going home, he went off about half after six on the 27th of last month, Sunday morning; we had a plank that we lay from the corner of the wharf to the stairs, he had got half way over

that plank, and I said, Randall, you may as well come back and help me to haul up that plank and he did, and he went away with nothing but his stick in his hand.

Mr. Peat. It was your duty to attend on this wharf as well as the prisoner?—It was.

Q. When he left the wharf he had nothing but his stick?—He had no bundle at all, I see him go down the wharf.

JOHN BILLING *sworn.*

I am clerk to Messrs. Crawshaw, Son, and Thompson; Richard Crawshaw, William Crawshaw and William Thompson, they are ironmongers; they keep an iron wharf, it is called Paul's wharf, so is the next where the beer casks are; there is only a path way of stairs that parts them. On the 27th of January last, about seven in the morning I heard a rapping at the door, I was not up, and there was nobody in the house up, and I rang the bell, and the maid got up and went down and let in a watchman, and he wanted to see me, and he told me there was a man taken up with some iron, and I went to the watch-house, and who should it be, but this prisoner at the bar, who had been a watchman on the premises for six or eight months, then I asked to look at the iron, and I was convinced at first sight that it was the property of Messrs. Crawshaw; I ordered the man to be sent to the compter till the next morning, doing that I returned immediately home; I always carry the key in my pocket; I went immediately to that pile of iron, which I conceived it had been taken from; it had been a frost the preceding night, and I could perceive that the ground was rather fresh broke, it did not appear to have been done above an hour or two at furthest; two bars were missing, and the chalks were missing likewise; when they are laid they are placed perpendicularly, and the cross bars are chalked;

chalked; I observed the place where a piece had been taken from very lately; I looked further round the yard to see where the other bars could be taken from, which I will not pretend to swear to; I believe it is one of our bars, but I cannot swear to it. (Deposed to the other two.)

Mr. Peat. You are clerk to these gentlemen, Messrs. Crawshaw, Son, and Thompson; how many partners are there in the house?—Three.

Q. No more?—Not that I know of.

Q. Then it seems that these premises from whence you suppose them to be taken, are on the side of Paul's wharf?—The whole premises is called Paul's wharf.

Q. How far is the beer casks from the premises of the partnership's wharf?—About ten or fifteen yards, there are in the common gang way, between the two wharfs.

Q. Then they are not at all on the premises of the house stated in the indictment?—No.

Q. Now these bars of iron you have told the court how you know them; tell us something more about them if you please. You know them by some chalk marks I think, and there is one there that you did not swear to?—I did not swear, but I believe.

Q. Now the two that you swear to, do you know them by any thing else than the chalk mark on them?—I know them by their original mark.

Q. Now pray sir, these bars are manufactured from the oars?—They are.

Q. Now does this manufactory produce no other with that mark on them but what is sold at your house?—Very possible.

Q. Therefore it is very possible, and it necessarily follows, that there is a great deal of iron with these marks?—But I have something more to say; this part of the cargo that laid uppermost the lighter

that it came in sunk, and the sand leaves a sort of muddy complexion on the iron.

Q. How long has the iron you speak of been out of the barge?—About a fortnight or three weeks.

Q. You say the mud was of a particular complexion; do you know the mud by the colour, smell or taste? for I confess you are better learned than I am.—I know it by the complexion of the mud.

Q. Then it seems you know it by the complexion, it is of a very different complexion from all other Thames mud; I suppose in the next wharf it is more light or more dark; now about this notable chalk mark of your's, it seems to be a strait chalk?—It does.

Q. There is no other persons but at your house that chalks at all?—Yes, they do.

Q. Then perhaps your chalk is a particular colour and complexion?—I do not describe it so.

Q. Then probably it is common chalk which every old woman uses, and it is nothing then a cross mark?—No, it's not.

Q. Was it marked unusually high or unusually low?—I have no particular mark from the chalk; the reason why we chalk, it is evidently that we may know if any is taken away.

Q. You did not see any person take it away?—I did not.

ROBERT MAHANAM *sworn.*

On the 27th of January, in the morning, I saw this man as I went down Paul's wharf; I saw him stoop down and take up this iron; says he, in the name of God what is this? says I, I think it is a prize; says he, I am going to take it to the custom house, and when I get there I shall not get more than a pot of beer; the man turned his back to me and went off.

Q. What are you?—I am a seaman.

Q. What time in the morning was this?—At half after six.

Q. How

Q How came you there at half after six?—I was going down to the necessary.

Q Where is the necessary?—On the left hand going down the stairs.

Q Where did you see him?—Outside the wall of the wharf going down the stairs

Court to Billing. Is there a passage between the two wharfs;—There is, and a public necessary and a shore underneath.

Court to Mahanam. Did you see Chambers there?—I did not; I saw no man but himself; he told me that he was going to take it to the Custom house; he said, he should not get more than a pot of beer for his share; it was half after six; it was a very light morning.

Q Had you known the man before?—No, he does not know my name as I know of; but I happened to see his wife the 17th of last month, Sunday, I called to see a person in prison and I was standing at the door, and I heard a woman making a complaint; I should not have known the man if it had not been for the woman; I don't know this is the very man; I don't know what it is than what the wife told me; I never knew the man before; I might see his face but no further; I don't say that I recollect the man.

Q Then for what you know it might be some other man?—I could swear to the iron I put my hand upon that morning by the length of the bar and the bag that it was in.

Q How could you swear to the iron if it was in a bag?—The end stuck out.

Q How came you just now to say that you could swear to the iron if you never saw it?—I clapped my hand on it and felt.

Q Then from feeling of it you are enabled to swear to it?—Certainly I am.

The prisoner called seven witnesses to his good character, and the Counsel stated to the Court that the commissioners of the customs had a very good opinion of him.

GUILTY. (Aged 55.)

Transported for seven years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

205. WILLIAM MARSH, ROBERT MARSH, WILLIAM LANGLEY and ROBERT ARNOLD were indicted for burglariously breaking and entering the dwelling house of Edward Langdon Macmurdo, Francis Hicks, William Lane and Thomas Theobalds, about the hour of two in the night, of the 20th of January, and burglariously stealing therein, twelve pieces of british white callico containing two hundred and fifty-two yards, value 15l. the goods of the said Edward Langdon Macmurdo, &c.

Indicted in a 2d COUNT for burglariously stealing the same goods in the dwelling house of John Marshall.

Indicted in a 3d COUNT for stealing the same property then laid and exposed in a certain boking house of the said Edward Langdon Macmurdo, &c. from the said boking house.

(The case opened by Mr. Knowlps.)

JOHN MARSHALL sworn.

I am Mr. Edward Langdon Macmurdo's servant.

WILLIAM LANE sworn.

What is the firm of the house?—Edward Langdon Macmurdo, Francis Hicks, William Lane, Thomas Theobalds,

Court.

Court to Marshall. Where do you live?
—I live in Mr. Macmurdo's grounds at Old Ford; I have a family there; I inhabit a house on the grounds; we lost some callico a month ago last Sunday night.

Q. What quantity of callico was lost?—Twelve pieces; some run twenty-one and some twenty-four yards in a piece; they were lost from the lower part of the grounds, out of the copper house.

Q. Do you know the term boking?
—I cannot say I do.

Q. Does this copper house join to the house you live in, or is it a part of it?—It adjoins to it.

Q. How does this join to your house?—I come out of my own door to go into the copper house; there is no way communicates with it on the inside.

Q. When had you seen this copper house before the callico was missed from it?—I had seen it on Saturday night before.

Q. Is the copper house connected to your house by boards or any thing?
—It is all under one roof.

Q. Did any body sleep in the copper house?—No, nobody at all.

Q. Is there any wall round the building that completely incloses them?
—No, there is not; I saw the door of this boking house fast on Saturday night between four and five o'clock in the afternoon, at the time we left work.

Q. Did any of the workmen lodge in your house?—No, none at all.

Q. When did you next have occasion to see the copper house?—On Sunday between seven and eight in the morning I see it, it was fast then as I left it the night before.

Q. When did you perceive that any thing was missing from thence?—On Monday morning I went up to go to work about half past five and I saw a light in this house by the door being

half way open; I went up stairs for a candle and lanthorn, and I went to look and I saw a bit of iron lay at the foot of the bridge; I looked at the door and the nail was wrenched out and the bit of the wood where the nail was wrenched but was cracked; the door was nailed up; the carpenter had been at work; I went into the copper house and I found the new wood, the boards was what gave the light; I went to look at the goods, and I found some were missing; it was the light of the morning that I saw in at the door; there was no light within the house.

Q. Did the opening of the door let in that light you talk of?—Yes, I believe it did.

Q. Did you expect to find the door open when you got there?—No, I did not. When I got into the copper house I found a parcel of goods missing; I cannot rightly tell how many, in one parcel was fourteen pieces tied double, and seven were taken away; I cannot tell how many were taken away from the other parcel.

Q. Is that the usual way in which they are left, to be tied double?—Yes, it is. There was a man came and took an account of them all, and there was twelve missing on the whole, seven pieces ash goods and five pieces of four; the four goods are goods finished for printing, but ash goods are not.

Q. Where these called british white callico?—They were.

Q. Did you examine any of the other buildings?—No, none but our own copper house; all the goods were lodged there of a Saturday night.

Q. Do you know either of the men at the bar?—Yes, I know Arnold very well, I lived with him over in Surry, and worked with him; I worked with him five weeks ago, he had been over at our grounds this half year.

Q. How

Q. How lately had he worked at Mr. Macmurdo's grounds?—It is a month ago left Tuesday since he was taken away, when he was taken away on this charge.

Q. Do you know whereabouts the value of these goods are?—I do not.

Q. Are they worth 20s.?—More than that.

Mr. Schoen. Do you know there was twelve pieces taken away of your own knowledge?—I do.

Q. Did you see them tied up?—I did not, the man that worked with me tied them up?—I was there when he tied them up.

Q. Is that man here?—No.

Mr. Knowlys. You say you was in the copper house at the time the man was tying them.

Q. Did you see them after he had tied them up?—I did not count them exactly.

Q. Fourteen is the usual quantity in a parcel?—It is.

Q. Did it look less than ordinary?—On Saturday night it did not, but it did on Monday, and the top part of them had been throwed down in the dirt and picked up again.

JOSEPH BARE sworn.

I am one of the officers belonging to the police office, Whitechapel.

Q. Do you know the men at the bar?—I know three of them, I know Arnold and the two Marshalls; I don't know as ever I saw Langley before in my life.

Q. Do you know Johnson?—I have seen him.

Q. Do you recollect the Sunday night before this robbery?—On Sunday night we generally go out, I went out and I went into a house, I think it is the sign of the Blackmore's Head, the corner of Shorthouse-street, in Back-lane near

Wellclose-square; this was the 20th of January.

Court to Marshall. Where do you live?

—At Old Ford, just by Bow.

Q. How far from Wellclose-square?—About three quarters of a mile.

Bare. I saw the prisoner Arnold in company with Robert and William Marsh, they were drinking a pot of beer; I looked at the prisoner Arnold and asked him who he was; he told me he was a callico printer, and he worked at Mr. Macmurdo's, and he hoped there was no harm in coming down there to drink a pot of beer as he had no work to do at that time; I stood there a little time and I went out of the house.

Q. What was your business in this house?—I went on business there; I knew it was an infamous house.

Q. Do you know Johnson?—I do not recollect seeing him there.

Q. Are you sure of the persons of the two Marshes?—I know them very well, I left them there. The next morning Mr. Lane came to the office and I went and apprehended Robert Marsh in the same house where I had seen him the Sunday evening before; I found nothing on him; on Tuesday morning Arnold was brought up, and I took him into custody and I said, that was the man that I see along with Robert Marsh on Sunday night.

Prosecutor Arnold. He says he don't know Robert Johnson, and about a week before he apprehended him for stealing six turkies.

ROBERT JOHNSON sworn.

You have been a bad man, and assisted to rob your master; tell us who was concerned with you and how you did it.

Court.

Court. If you have no other evidence against these men but the accomplice it is needless to go any farther.

All four not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

206. WILLIAM BUTTERWORTH and WILLIAM MARSH were indicted for stealing, on the 7th of January, five pieces of printed callico containing ninety yards, value 10l. the goods of Henry Gardner.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

207. SIMON HAYE, JUDITH HAYES and JOHN BIRT were indicted for feloniously making an assault on John Terry, in the dwelling house of Simon Hayes, on the 18th of January, and putting him in fear and feloniously taking from his person, and against his will, a silk purse, value 3d. a tin snuff box, value 1d. a piece of worsted, value a farthing; four guineas, a half guinea, four half crowns, four shillings and six-pence in monies numbered, the goods, chattels and monies of the said John Terry.

JOHN LANE *sworn.*

I was not present when the robbery was committed.

John Terry was called on his recognizance.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

208. THOMAS BROWN otherwise JAMES CHAMPION was indicted for feloniously stealing, on the 11th of February, one silver table spoon, value 9s. the goods of Thomas Simpkins.

JOHN BECK HEATHER *sworn.*

The prisoner at the bar brought this spoon into my shop to weigh, he did not want to sell it nor pawn it, he said, he only wanted to know the weight of it; it was the 11th of February, Tuesday about twelve o'clock; I examined it and saw the marks all rubbed out, and stopped the prisoner, suspecting he had stole it, and it proved to be the property of Mr. Simpkins; he said, he had it of one Mrs. Brown in Marylebone-street; I live in Long-acre; I am a pawnbroker.

MARY SIMPKINS *sworn.*

I am the wife of Mr. Thomas Simpkins, we keep the Crown and Anchor in the Strand; we missed this spoon last Monday week; we count our plate once a week; I know the prisoner, he was porter to a Committee in the house of liberty and property; I know that to be our spoon.

Q. How can you swear that to be your's?—From the number that is on it, twenty-five, nearly erased; the servant has so many spoons given him with such a number on them, and when we looked over the spoons we found it was No. 25 was lost; I told my servant it was that number; I am sure it is mine; I can safely swear it. On Monday week I had intelligence of it from Mr. Heather, on Mr. Heather's coming to me I looked over the plate which I should not have done then, because we were so busy.

CHARLES WILLIAMS *sworn.*

I am an officer belonging to Bow-street; I was sent for to Mr. Heather's and

and took charge of the prisoner; I brought the prisoner down to the office; Mr. Heather has kept the spoon.

Court to Mr. Heather. How soon did you go to the Crown and Anchor?—I sent to Mr. Simpkins directly from the office, the 11th of February; I sent the spoon and the same person brought the spoon back; I can swear to the spoon; I thought first of all it belonged to Mr. Willis in St. James's-street, I sent it to him, and he came; I shewed it to Mr. Clarke, and he said, it was Mr. Simpkin's.

Court to Mrs. Simpkins. Can you say of a certainty that that spoon was missing?—I can.

Q. What day was it Mr. Heather sent to you?—It was the 11th of February when I went to Bow-street, and I saw Mr. Heather there; the spoon brought to me was carried back to Bow-street; my own clerk gave it to me, who brought it in I don't recollect.

Q. Who was it given to at Bow-street?—Mr. Heather had it at Bow-street.

Q. Can you say for certain that this was the spoon that was carried to Mr. Heather at Bow-street?—Yes, I can, here is Crown and Anchor on the bowl which has been partly erased, and here is five, the remainder of the twenty-five.

Prisoner. On Monday week I was coming up Long-acre, I met with a Mrs. Brown, she asked me to go into the shop and get the spoon weighed; when I went into the shop she was at the door, and when she saw me laid hold of she ran away; I was neither to sell it nor pawn it, but only to have it weighed and return it again; then they took and searched me; I had a good number of duplicates about me, but every thing was my own. Then on the day following I was carried down to Tothill-fields, and the next day there was a Mr. Willis swore

to the spoon, the same as Mrs. Simpkins has. I am quite innocent, and I beg of your Lordship to look into it; I have lived twenty-nine years with various gentlemen, particularly nine years with judge Nowel; as for my part I know no more of it than only receiving it of the woman in the street, and was to return it to her immediately; they took away from me my almanac, my pocket book, and my letters, they took away all the duplicates of things I had pawned when I was ill of the rheumatism; my wife also was attended by Dr. Morris; I could not afford to keep a nurse for her, I was obliged to attend her myself and it prevented me from doing my business. I would be greatly obliged if your lordship would let me have my property returned to me again, my seals, my letters, my key of my trunk and other things.

Court to Heather. Was Mr. Willis sent for?—He was, and he swore to the best of his knowledge that it was his spoon, but when he saw the Crown and Anchor he said, it was not; this was before I sent to the Crown and Anchor, it was in the course of an hour; the Crown and Anchor is visible on the spoon.

GUILTY. (Aged 59.)

Imprisoned one month in Newgate and fined 1s.

Tried by the first Middlesex Jury before

Mr. RECORDER.

209. CATHARINE CORBUTT was indicted for feloniously stealing, on the 23d of January, two woollen blankets, value 5s. and a linen sheet, value 1s. the goods of John Wright.

JOHN WRIGHT sworn.

I am a weaver by trade. On Wednesday the 23d of January last I lost two

two woollen blankets and a sheet; I did not see the prisoner take them; I keep a house, they were taken from the upper chamber; I have the whole house under a small rent, I keep a lodging house; I saw the things there in the morning about ten o'clock.

Q. Were these things let to this woman?—They were not.

Q. Did you ever recover them after they were missing?—No.

Q. When did you first miss them?—I did not miss them till Wednesday the 23d, when an officer of Bishopsgate came and enquired if I had lost such things, that was the same day I lost them; I saw them the next day before my Lord Mayor; I never see her before to my knowledge.

CATHARINE WRIGHT *sworn.*

I am the wife of the last witness; I saw these articles last about ten o'clock in the morning, on the 23d; I did not miss them till the officer came and acquainted my husband with it; I saw the things again at the Lord Mayor's the next day.

THOMAS SAPWELL *sworn.*

I am an officer of Bishopsgate ward; I produce two blankets and a sheet; I saw the prisoner in Bishopsgate-street, about twelve o'clock on Wednesday the 23d; it is about half a mile from the house of the prosecutor, Mr. Wright; I then saw her turn up Sun-street; I perceived she had a bundle in her lap, I asked her what she had got there; she told me two blankets and a sheet; I asked her where she was going with them; she told me to Fore-street to pawn them; I then asked her who she brought them from; she told me her master in Bethnal-green; I then stopped her on suspicion of stealing these things, took her into a public house, and asked

her to be honest and tell me how she came by them, it would save me a great deal of trouble; she told me she got them from a house in Bethnal-green in Old Nicholas-street, from the house of the prosecutor; I then put her into the Compter.

Q. Did she tell you the number?—She did not; I went into one or two houses before I found out this man's house; I went in and asked the man if he lost any thing? he told me No; then he went up stairs and found there were some blankets and a sheet gone; I have kept them ever since.

(Produced and deposed to.)

Prisoner. Please your worship that there day that the blankets were taken from this man's house, I was coming down Old Nicholas street, and I met a woman, and she asked me to pawn these two blankets and sheet; I took them of the woman; I was coming up Shoreditch and up Sun-street, I met the officer, and he asked me how I came by them? I said, a woman had given them me and asked me to pawn them.

Court to Sapwell. Did she say any thing to you about the pawning of them?—She told me that she was going to pawn them for her master when I first stopped her.

GUILTY. (Aged 25.)

Imprisoned one month in Newgate and fined 1s.

Tried by the first Middlesex Jury before Mr. RECORDER.

210. ELIZABETH MUMFORD was indicted for feloniously stealing, on the 24th of December, a pair of linen sheets, value 5s. and a copper saucepan,

pan, value 1s. the goods of Andrew Raiter, in a lodging room.

MAGARET RAITER *sworn.*

I am wife of Andrew Raiter; I let the lodgings to the prisoner, but it was with my husband's consent; I believe it is about ten weeks ago; I let it by the week; she was to pay me 2s. a week; I live the corner of Wapping New stairs; they were let furnished, one room.

Q. Did you miss any thing from her lodgings?—Yes.

Q. How long after she had had them?—About two months, I missed a pair of sheets and a copper saucepan; I missed them before she left the lodgings; I missed the sheets in the first place, and she told me her husband had gone out and taken the key of the chest, and he had put them in the chest; she had a man that went by the name of her husband; but I found since he was not her husband; I let the lodgings to them both, they were both together; I let them to them as man and wife, and he agreed to pay for them.

Court. Then there is an end of the indictment.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

211. RICHARD PEERS was indicted for feloniously stealing, on the 30th of January, four linen shirts, value 30s. the goods of John Wright.

JOHN WRIGHT *sworn.*

I am a fan paper maker; I lost four linen shirts, they were taken from the back of my house on Wednesday the

30th of January; I saw them hanging up there myself near six o'clock at night; my house is in Ratcliff road; I missed them in two minutes after they were off the line; I was at the mill and discharged my man, and bolted the yard door after him; I had not been out two minutes before I heard some body in the yard; I opened the yard door and the prisoner was going from the yard door with the shirts in his possession, they were in his arm, in one arm; I pursued him directly, and he dropped the shirts; I did not lose sight of him; he never ran above twelve yards before I took him and the shirts, and brought him in and sent for an officer; I have the shirts here; I have kept them separate; one shirt was marked and the other three were not; I know them, they belonged to a young gentleman; my wife had them to wash, and if I had lost them I must have made them good again; they all belong to one gentleman; I had seen my wife hang them up; I am very sure they are the shirts she received to wash.

JOHN GASS *sworn.*

I am a constable; I was sent for to take charge of the prisoner, and the prosecutor delivered the goods into my hands.

Court to Prosecutor. What did you mean by saying that you had kept the things from that time to this, and kept them separate?—I did not understand your lordship; they were delivered to the constable at the magistrate's.

Court. People should not be so flip-pant on their oath.

Court to Gass. Where were these things delivered to you?—At Mr. Wright's house; I brought them down from Mr. Wright's to the magistrate, and the magistrate told me to keep them, and I have kept them ever since.

(Produced

(Produced and deposed to.)

Prisoner. I am a costermonger; I fell things about the street; as I was going by with the Jack als that gentleman hallooed to three thieves; I asked him what was the matter? he told me he would tell me what was the matter, and he took me, and his wife said, the linen was down, and she cut the other end of the line off; but there was nothing missing, and they took me to the justice's, and I was sent to gaol.

The prisoner called two witnesses who said they knew nothing of his honesty.

GUILTY. (Aged 15.)

Imprisoned one month in Newgate and publicly whipped.

Tried by the first Middlesex Jury before

Mr. RECORDER.

212. JOHN TOBIN was indicted for feloniously stealing, on the 31st of January, a linen shirt, value 5s. three linen towels, value 1s. 6d. a linen table cloth, value 1s. the goods of Richard Edwards.

RICHARD EDWARDS *sworn.*

I am a smith; I lost these articles the 31st of January; I am a house-keeper, No. 1, Crown-street, St. Giles's; I did not see the prisoner take them; they were taken from a one pair of stairs; it was a bed room, and we used to hang up our linen in it; they were hung up to dry; my wife put them up; the watchman alarmed the house at first; I was at home and in bed; it was nigh twelve o'clock, the watchman told me there was a lamp lighter's ladder against the window, and he thought there was somebody in the house; I went into the room and the

room door was open; my wife had shut the door before; I then let in the watchman; my wife told me she thought there was somebody in the next room; the watchman went up two pair of stairs and he brought the prisoner down the two pair of stairs; I saw him on the stairs; I was below when he took him; the prisoner had no property on him.

Q. In what condition did you find this room?—The window was open, and a ladder was at the window.

Q. Was all the linen that was in the room gone?—No, there was some left which was taken down from the line, and put in the seat of the window.

Mr. Knapp. Mr. Edwards you are a smith, are you?—Yes.

Q. Do you mean to say you are a house keeper?—Yes.

Q. You have a whole house to yourself?—Yes.

Q. What is your rent?—Nineteen pounds a year.

Q. Have you any lodgers in your house?—Yes, I have in the two pair of stairs.

Q. Are they men or women?—A man and his wife.

Q. Are they the only lodgers you have in your house?—Yes, at present.

Q. Had you at the time of this supposed robbery no others?—No, upon my oath only the man and his children; and my children.

Q. You say the prisoner at the bar was brought from the two pair of stairs?—Yes, from the door.

Q. Where the things were taken from on the one pair of stairs?—Yes.

Q. The door was open before you came?—Yes.

Q. The things that were not on the line were in the window?—Yes.

Did

Q Did you put the things on the line?—No.

Q You never found any thing on the prisoner?—No, nothing.

Q Did you know the prisoner before?—I cannot say that I did, I might have seen him but not to know him.

Q How do you mean not to know him?—Not to be acquainted with him, I did not speak to him when I met him.

Q You never heard him say that your house was full of whores and thieves?—No, I never did.

Q Your house is in Crown-street, St. Giles's?—It is.

Court. Do you know whether this man ever spoke ill of you or your house?—Not that I know of.

Q Was there any quarrel between you?—No.

Q Did you ever hear he had spoke ill of your house?—No.

SARAH EDWARDS *sworn.*

I am the wife of Richard Edwards; these things were missing on the 31st of January, Wednesday evening; I hung these things up that same evening before in the room, the last thing I did before I light my lamp and candles, about five o'clock; I saw every thing was made secure, every thing was fastened, the street door and windows and every thing at a quarter before eleven o'clock; but the window where the clothes were in, was put up about three inches for a little air to the clothes; I was alarmed about

half past eleven; I was just got to bed and asleep, I heard the watchman alarm the house, and I got up and put my under petticoat over my head and went up stairs to see what was the matter; we lay in the parlour below stairs, under that room where the linen was in; when I came up stairs I saw the room door open, and the window put up, and all the linen taken down from the lines; there was nothing left on the lines, but the strings of my coloured aprons, I mean the remainder of linen that was stole; the watchman cried out for him to come in doors, my husband went down to let him in; I heard a man on the stairs, I waited at the door till my husband came up again, I stood at the room door where the clothes were; the watchman went up on the second pair of stairs, and my husband took the man at the door of the second pair of stairs, I saw him take him there, and bring him down stairs; the man was the prisoner, John Tobin.

Q Was any thing found on him?—Nothing but a pen knife, I have never recovered the things that were missing; the things that are missing are my own property, they belonged to my husband.

Mr. Knapp. You say nothing was found on the prisoner?—No, nothing at all.

Q You never found your things again?—No.

Q Was the prisoner at the bar searched?—He was.

[The remainder of this trial in the next part, which will be published in a few days.]

**T H E W H O L E
P R O C E E D I N G S**

I N T H E

**KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;**

A N D A L S O ,

The Gaol Delivery for the County of *Middlesex*;

H E L D A T

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 20th of *February*, 1793, and the following Days;

Being the THIRD SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, *Knt.*

LORD MAYOR OF THE CITY OF LONDON;

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

N U M B E R I I I . P A R T I I .

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THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON, &c.

Continuation of the Trial of JOHN TOBIN.

Q. The first you heard of it was the watchman alarming you?— It was.

Q. You went up directly the alarm was given?— My husband did.

Q. Then the man went out from the time the alarm was given, to the time the watchman took him?— No.

Mr. Knapp. What lodgers had you?— We had lodgers come in the night before, and that night they had forgot to lock their room door, they were very much tired; they came from over the way, they were neighbour.

Q. Was there time for him to escape from the time the watchman gave the alarm, to the time he was taken?— He might if he had known the way of the house.

EDWARD GORMAN *sworn.*

I am a watchman; on Tuesday evening a man passed by my box, and told

me of the ladder at this window, and that he suspected all was not right there; and so I went up and alarmed the house, I went and saw the ladder, and the window up; I went up stairs, being let in, I turned into this room that the ladder was to, and found nobody was in it; there was some clothes laid pulled off the line and some strings up.

Q. Was the door of that room open?— It was as they told me, I saw it open; I went up stairs and found the prisoner at the bar lying on the stairs, just about half a pair higher than the one pair of stairs room, on the second pair of stairs, I brought him down, I searched him and found nothing on him, but his knife; I took him to the watch-house.

Mr. Knapp. You found nothing watchman?— Nothing.

Q. You searched him every part?— I felt him about.

Was

2. Was he drunk or sober?— Sober, lying on the stairs.

2. If he had committed a robbery it was likely he should be staying there, lying on the stairs, was not it?— I don't know.

Prisoner. When I was taken to the justice that there woman that stands there, for the things that they had lost, wanted my mother to make a recompence for them, and my mother being a poor woman, and I innocent of the fact, told my mother to do no such thing; and they said they would go as far as the law would go; it is a bad house for all sorts of bad women, they have not lived in it so much as a quarter of a year.

Court to Prosecutor. Did you ever tell them you would make it up?— His father and mother came to my husband and said they would make a recompence; they came to make me the offer, I told them it would not lay in my power.

The prisoner called two witnesses to his character.

CATHARINE TOBIN *sworn.*

I am the mother; the good woman wanted me to pay for the shirt, at the office; my son says to me why should you pay for the things of which I am innocent of as you that was in bed; this house was a house of ill fame, I brought my son out of it once before with a girl of the town; these people were not the keepers of the house then.

Mrs. Edwards. The mother of this prisoner came to me the next morning crying, and told me that she would make me satisfaction, or any thing that I desired; I told her it was more than I durst to do, and that I did not wish to hurt him.

Court to Mrs. Edwards. Had you any body in the house but this man and wife at the time?— Nobody else.

GUILTY. (Aged 22.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

213. **THOMAS SMITH** was indicted for feloniously stealing, on the 2d of February, two furr muffs, value 20s. the goods of William Pearce Dudley.

WILLIAM PEARCE DUDLEY

sworn.

I live in great Russell-street; I am an haberdasher, I cannot give any account of the robbery.

ANN HELLEAR *sworn.*

I never saw the prisoner till I saw him at the magistrates; on Saturday the 2d of February, a little before twelve at noon; we missed two furr muffs from the window of my son's house, his name is Dudley; I am there always by day, I never saw the prisoner, nor never see any body take them, but I missed them in a few minutes before, I had just turned out of the shop, and the muffs were stole; and when I came into the shop again, I missed them. The officer Sanders brought the muffs back.

— **SANDERS** *sworn.*

I was chose an extra man at Marlborough-street; I am an hardwareman. On Saturday the 12th of February, about twelve o'clock I saw the prisoner coming down Vine-street; I was standing at the bottom of Vine-street in Broad-street, it is a street that leads from Russell-street to Broad St. Giles's, he had a blue apron before him, I saw him with something lapped up in it very close against his body, I knew the boy before, and I suspected he had got something that he had no right to, I waited at the bottom of the street till he came to the bottom; I asked him what he had got, and I took hold of him, and brought him into the house where I lived, I searched him to see what he had got in his apron; he did not speak any thing plain that I
I could

could well understand; I asked him if he had got a swag there, and I took and opened his apron, and found these two muffs; I don't think it was above a quarter of an hour according as I heard after they were lost; I took the boy and muffs up to Marlborough-street, where he was committed; I asked the boy where he got them, he said a man gave him sixpence, to carry them through St. Giles's for him, from the end of Oxford-road where I met him into Drury-lane, and to take them from him again; I found no sixpence about him, in searching him, as I supposed if any body had given him sixpence he must have had it; I went to a number of houses where they sold muffs, to enquire whether they had lost such things. On Monday morning I found Mr. Dudley had lost two, I went to Mr. Dudley and acquainted him that the prisoner was in custody, and he came up to the magistrates, and identified the muffs.

Court to Mrs. Hellear. Do you recollect exactly what time of the day it was you missed these muffs?—They were there at half after eleven, and I believe a quarter more; I had seen them a very few minutes before I missed them. (The muffs produced and depoted to.)

Court to Mrs. Hellear. Was there no strangers in the shop about the time these muffs were missed?—There was no one in the shop but our own family.

Q. Then you suppose that the muffs were taken by some person or other when nobody was in the shop?—They were.

Q. How came you to leave the shop?—There were several people in the parlour adjoining.

Q. Do you recollect seeing a boy, or such a boy as that about the shop that day?—Not that day, but I had the day before; and I saw some of his accomplices, I know the boy by sight, when I

saw him at the justice's, I recollected him.

Q. Where did you see him before?—Near the house, but not that day as I know of.

Q. Who had you seen him with?—With another boy and girl.

Prisoner. I want to know whether you ever saw me before?—I don't know that ever I saw this boy before, till I saw him at the office.

Prisoner. I was coming down Oxford-road and a man came up to me and tapped me on the shoulders, says he, my boy will you carry these two muffs for me to St. Giles's, and he told me to go down Vine-street, and when I came down Vine street this man apprehended me; I thought the man was behind my heels, and directly I looked back the man was gone.

GUILTY. (Aged 14.)

Court to Sanders. Do you know him?—We had him at Marlborough-street about a week before; I have known him loitering about for four or five weeks, with an apprentice girl, whom I have sent home to her own parish with a pass.

Transported for seven years.

Tried by the second Middlesex Jury before Mr. Justice GROSE.

214. ANN ALLEN was indicted for feloniously stealing, on the 19th of January, nine pair of cotton stockings, value 18s. a pair of silk stockings, value 4s. a pair of spun silk stockings, value 6d. a cotton petticoat, value 2s. the goods of Charles Harrison.

CHARLES HARRISON sworn.

I live in New Belton-street, Long-acre; I keep a green grocer's shop. On Saturday

Saturday the 19th of January, the prisoner was brought to me between twelve and one o'clock; I was not at home.

ANN HARRISON *sworn.*

I am the wife of Charles Harrison. On Saturday the 19th of January, I was in the shop, and a lodger in the back parlour came to me and asked me if I had lost any thing; her name is Mary Norris, she was brought to bed last night, so could not be here, she said a woman ran out with a bundle in her lap, I ran to the head of the kitchen stairs, and I looked down and I saw the things were gone, they were hanging on a line in the back kitchen; I told her to run, she run; I went out afterwards, and I saw the prisoner Ann Allen walking gently; as soon as I set running, I cried out thief and then she walked faster, and gave a little run, and then she was stopped; she went up Plumb-tree-street, and turned round on the right hand, I don't recollect the name of the street, I saw her stopped there; just as she was stopped, she dropped the things, I saw her do that I am sure; she dropped them all together wrapped up in an old bed gown, which was not mine, I picked up the things, then we took her to my house, and went for a constable, and I asked her how she could do such a thing; I never saw her before as I remember, she said very little, she asked me if I would forgive her; I told her I could say nothing to it; because a constable was gone for; the things were taken before the justice; the constable has the things now.

2. How lately had you seen them before you missed them?—Very lately, about ten minutes to the best of my knowledge, the door was generally left on the jar, and was cooking my dinner; the woman, as I understand, had been up stairs to a lodger in the garret.

Prisoner. Ask her if ever she saw me in her house in her life?—I did not.

Court to Mr. Harrison. You saw nothing of the prisoner till she was brought home?—No, she was brought home about one o'clock; I went for the constable and gave him charge of her, my wife had brought the bundle, and we went to the justice's together.

THOMAS GURNEY *sworn.*

I am the constable that was sent for to take charge of the prisoner; I have got the bundle, delivered to me by Mr. Harrison. (Deposed to by Mrs. Harrison.)

Prisoner. I never went into her house in my days, nor never near the place; I was going home through Broad-street, Bloomsbury, and just at the end of Holborn a man comes to me and said you must go back; I said, what for? says he, you will see presently, and when he brought me back, this woman had her linen, and said, I had been robbing her of it; I said, no, I had not, for I did not know her; she said, she was very sure I was the person; for I had a black gown on; she brought me before the justice, and there she told the justice that the woman that took the things had a black gown on; I never deprived her of a halfpennyworth, nor never was inside her doors in my days; and the gentlemen said they had frequently been robbed by the lodger in the house, and that there was not a week but they were robbed of several things, and that if it cost them twenty guineas they would transport me, and I should pay for all.

Court to Mrs. Harrison. Did you ever say any thing of that sort?—I never said no such thing; my husband in his passion might say he would transport her; I have frequently been robbed, but never by my lodgers. She said, at the justice's, that if I would

I would let her go, she would pay me half a guinea that night.

Prisoner. My husband earns a guinea a week, I have no occasion to take any thing; I never expected my trial, her lodger, that she said robbed her, sent me word that she would not find the bill against me.

Mrs. Harrison. This old bed gown that the things are wrapped up in, is that lodger's that she was acquainted with.

Prisoner. I have no witness here, I had been to great Rider-street to my husband and was going home; and where they found the linen God knows, I don't know no more than a child unborn.

Mrs. Harrison. I saw her drop them out of her lap, but she turned the corner, and there was a man before me that pushed on to catch her before me, she was going down the place called the Vine-yard.

GUILTY. (Aged 40.)

Imprisoned two months in Newgate and fined 1s.

*Tried by the second Middlesex Jury before
Mr. Baron THOMPSON.*

215. RICHARD OWEN was indicted for feloniously stealing, on the 23d of January, a leather trunk covered with hair, value 10s. six linen shirts, value 3l. three linen neckcloths, value 3s. four linen handkerchiefs, value 4s. three linen waistcoats, value 15s. a pair of kerfymere breeches, value 10s. two pair of silk stockings, value 20s. two pair of cotton stockings, value 4s. a linen-dressing gown, value 5s. the goods of William John Careless.

WILLIAM JOHN CARELESS *sworn.*

On Wednesday the 23d of January last, I took a coach at Charing-cross be-

tween two and four; I told the coachman to drive to the New Hummums, Covent-garden; I am a student of Oxford, it was in the day time; the prisoner was the coachman, I put in a trunk and dressing box within the coach with me; when I came to the New Hummums I told them to take out the trunk with the dressing box, and I went into the house; the waiter took the dressing box out of the coach, I saw him, he brought it into the house, I told him to take out the trunk, about five minutes afterwards I enquired for my trunk of the waiter of the house, and it had not been brought out; I can swear that the prisoner is the coachman I took from Charing cross; Mr. Harrison brought him back the same day to the Hummums, within the course of an hour; Mr. Harrison is the keeper of the Hummums, he went out to seek for the coachman.

Gurt. When you got out of the coach, and went into the house, did you tell the coachman to take out the trunk and dressing box?—I cannot exactly swear whether I told the coachman or waiter, but directly as I came out of the coach I said, take out the things; I cannot swear it was the coachman I told to take out the things, the coachman had hold of the door then, with the door in his hand; the trunk is in court, the trunk was on the seat of the coach, I can swear that is the same trunk.

Prisoner's Counsel. Do you know whether it was the coachman helped you in with the thing, at the time you took the coach?—I don't know whether it was the coachman or waterman.

Q. When you desired the things to be taken out of the coach at the Hummums, the waiter was within hearing?—Yes.

Q. You don't know how long the coachman stayed after you went into the house?—I do not.

Q. You made no enquiry about it till five minutes afterwards?—I did not.

THOMAS

THOMAS HARRISON *sw. rn.*

I keep the Hummums.

Q. Do you remember Mr. Careless coming to your house?—Yes, on Wednesday the 2^d of January last, near three o'clock I was at dinner, I heard Mr. Careless enquire whether his trunk was taken out of the coach or not; I went out of the room into the hall; Mr. Careless said that he missed his trunk which ought to have been taken out of the coach; I enquired for the waiter that should have taken the trunk out, John Ibbetson; I could not find the waiter; I found he was gone in search of the coachman, I asked Mr. Careless if he could describe the coach, coachman and horses; I went down to Charing Cross to look for the coach, and coachman, from which place I understood Mr. Careless had taken the coach, I made an enquiry among the watermen, and the coachmen who were on the stand, and gave them such a description as Mr. Careless had given me; I offered a guinea reward, I might be about ten minutes making this enquiry, I went up to the Golding Cross, Charing Cross, supposing I might get some intelligence there; coming down from the gateway, I met a man with an apron on, this man told me he believed he could inform me where the coachman was, in consequence of which I endeavoured to find out the person; I found him at the bottom of the gateway.

Q. Did you describe the man as Mr. Careless had described him to you?—I described him to that man, and the trunk also; accordingly I met with this man that is at the bar at the bottom of the gateway, near to Charing Cross, I asked him if he had brought a fare from Covent Garden? he said, no, he had just come from the city with a fare, and there is the money for my fare, and shewed me eighteen-pence, I told him I had

got some idea he had got the property of a gentleman at my house; on looking into the boot of the coach, his coach was standing at the bottom of the gateway, rather to the left of the gateway, he had just set down his fare; looking into the boot, I saw the end of the trunk which answered the description which Mr. Careless had given of it; with that I told the coachman I believed that was the property of a gentleman at my house, I put my hand on the trunk and ordered him to take it out of the boot and put it into the coach, the man very readily assisted me in doing so, I believe he put it in for me; I then ordered him to drive me to the New Hummums which he did; as soon as I arrived there I called the waiter to acquaint Mr. Careless with what I had done, that I had brought his trunk Mr. Careless came to the door to the coachman, and he said it was his trunk, I then ordered one of my waiters to go to Bow-street, and get one of these people from Bow-street to take him to Sir Sampson Wright, and he did so; I went with him, the coachman and Mr. Careless.

Q. How long was it between the time that Mr. Careless came into your house, to the time you went to the Golden Cross, Charing Cross?—It might be near an hour.

Q. Pray Mr. Harrison what did the prisoner say, when Mr. Careless saw his trunk again?—He did not say any thing then; at Charing Cross when I interrogated him about taking the trunk away, he gave for answer that he had brought it from the Black Lion, Water-lane Fleet-street, and that he should have taken it back to the New Hummums as soon as he had an opportunity; there was a direction on the trunk, Mr. Careless's name, directed to my house; when he got to my house I think he repeated it, that he intended to bring it back as soon as he had an opportunity.

Q. Did

Q. Did you see any body get out of his coach at Charing Cross?—I did not, but I had some reason to believe that he had set down a fare, because he shewed me the 18d. for the fare he had brought from the city.

Q. Had you any other reason except seeing the 18d. in his hand?—He had it in his hand as if he had just set down his fare.

Q. Do you happen to know whether it is an 18d. or a 1s. fare from your house to Charing Cross?—It is only a shilling fare.

Court to Careless. Did you give a shilling or eighteen-pence?—The waiter paid one shilling, I told him to pay.

Prisoner's Counsel to Mr. Harrison. When you took the coach at Charing Cross you got into the coach, and he drove you to Covent-garden?—He did.

Q. Did you charge him with stealing at that time?—Yes, I believe I did; I told him that it was Mr. Careless's property, that he had taken it away either intentionally or by a mistake.

Q. At that time he told you that he meant to carry it to the new Hummums?—To the best of my recollection he did.

JOHN IBBETSON *juror*.

I was waiter this 23d of January at the new Hummums when Mr. Careless came there, between the hours of three and four; I went to the door and opened the coach door; I took out a little dressing case; I told the coachman to bring out the trunk; I went in doors with Mr. Careless, I cannot positively say whether the coachman made any answer; I went in doors with Mr. Careless and went up stairs to shew him a room, and when I came down again to see for the trunk, the coachman was gone, on which I made enquiry; I thought the man had gone without his fare, but I found he had been paid by one of the other waiters. That waiter is not here.

Jury. What answer did the coachman make when you told him to bring in the trunk?—I don't immediately recollect he made me any answer.

Q. Are you sure he heard you?—He stood close by my elbow.

Court. Did you attend at Sir Sampson Wright's office?—I did.

Q. What did you depose there?—I believe I deposed he answered yes; I said, I believed he answered yes.

Prisoner. On the 23d of January I got down from Spring Garden-gate, and took that gentleman, Mr. Careless, up; he ordered me to pull up to the Golden Cross, Charing Cross, I did so; he then ordered me to the New Hummums, Covent-garden; in going to the New Hummums my near side keeping rein broke, just about the end of Southampton-street; in consequence of that I did not think it proper to stop to mend my keeping-reins there, but as soon as I got to the New Hummums the prosecutor got out, he ordered the porter or waiter, I don't know which, to take the luggage out of the coach; I then went to put my keeping reins to rights to mend them; in a few minutes after the waiter came out and says, coachman what is your fare? I told him a shilling, he paid me a shilling; I then continued, I suppose, five minutes at the same door, mending my keeping reins; after I was paid I walks on gently to Catharine-street, and I found the rank full there, and I goes to the Temple, and I put in second coach at the Temple, and I was not there above three or four minutes before a man calls, Coach, I follows him to take up at the Black Lion, Waterlane, Fleet-street, he ordered me to turn round, I turned the coach about, and pulls up to the inn; when the man had opened the coach door the gentleman was ready with his luggage, he

he said, coachman that trunk does not belong to me. The gentleman that I carried said so; he had luggage to take up himself; I told him no, I supposed it was the trunk that belonged to a gentleman that I had set down at the Hummums, that the porter had omitted taking out; in consequence of that he ordered me to drive him to the Golden Cross, Charing Cross; I drove him to the Golden Cross, Charing Cross; and as I was setting him down this Mr. Harrison, that gentleman there, was making enquiry.

Court. At the time the gentleman said it was not his?—I put it openly on the foot board, because it should not be mixed with his things. I meant to return it when I had set down my fare.

The prisoner called five witnesses who gave him an excellent character.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice GROSE.*

216. THOMAS STURGES was indicted for feloniously stealing, on the 7th of February, one gun, called a fowling piece, value 5s. the property of James Bowlan.

JAMES BOWLAN *sworn.*

I live at Preston, in Harrow parish; I put the gun in this man's care to shoot at the crows and pigeons that come, to keep them off the hay ricks; he was a labourer of mine, usually employed by me; this was about six weeks ago, if not more, I cannot say punctually to the day I delivered the gun to him; I had often done so before, and this here Thomas Sturges, I parted with him about a month ago; and then the gun was missing; the gun was

usually kept in the barn; it was my gun kept in the barn, and I found him in the powder to shoot occasionally; the gun was missing before he went away, the man missed it that stands here.

Q. Did you know before he went away that the gun was missing?—I did not, it was three weeks after he was gone I knew it was missing, and the man came and told me that there was a gun to be sold; after the gun was missing there was a little bit of an oration in the part about our neighbourhood, that the gun was to be disposed of; I did not go, but the man went.

Q. When was it you saw your gun again?—The man was taken the 7th of February, he was brought to Bowstreet the 8th of February, and there I saw my gun at the publick office; when the gun was found on this man I was not present.

ABRAHAM ALLEN *sworn.*

I am a servant to Mr. Bowlan; please, you my lord, my master put the gun into my possession, and I lost it out of the barn.

Court to Bowlan. I thought you put it in the possession of the prisoner?—No, it was in this man's care.

Court to Allen. When was it put into your care?—It may be six weeks ago or more, I cannot justly say to the day; I repeatedly used it, it was kept in the barn; I missed it about a couple of days before the prisoner went away; I looked after the gun to carry it in the house; I missed it and I said to him that I missed it; I saw it again in his barn, where he was at work for another master; I saw it this day fortnight, at a place called Kingsborough, Mr. Golden is the master's name that he at present works for. I found the gun when I went behind some straw; I did not interrupt it then; the prisoner was

was not there then; I went back to my master again; my master sent me over again to fetch it, this was the same day; when I went over again I went to his lodgings in the evening, his lodgings are at Kingsborough-green; he told us he lodged there, I saw him there; I went in and asked if Mr. Sturges was at home; I said to him, I hear you have got a gun to sell, and I should be glad to see it if you please. He said, he had no such thing, and he knew nothing at all about any such thing of the kind. The constable delivered the gun up to me at Bow-street.

2. Then how this gun found its way into Mr. Golden's barn, you cannot tell?—No, I cannot.

Not GUILTY.

*Tried by the second-Middlesex Jury before
Mr. Baron THOMPSON.*

217. CHARLES CARROL was indicted for feloniously stealing, on the 2d of February, seventy-two pounds weight of lead, value 10s. belonging to William Rolfe, affixed to a certain gutter, belonging to a building of his.

JOHN CUTHBERT *sworn.*

I am bound to appear here instead of Mr. Rolfe, because he cannot attend; he lives at No. 26, Coleman-street; we have lost lead from the buildings at several different times. I am his clerk; I cannot say any thing respecting the robbery. We have evidence in Court.

RICHARD WILLEY *sworn.*

I am a patrol belonging to St. Sepulchres; I was going across Smithfield, about half past six, the 2d of February, I met Charles Carrol the corner of

Long-lane, just entering Smithfield; I says to him, what have you got here friend? Says he, I have got chips; says I, they are very heavy chips, I fancy they are oaken chips; says he, I must look at them; says I, come, you must go along with me; I took him to a public house and found it to be lead; it was in a basket which is here in court now; the basket was on his shoulder; I and my fellow servant took off the basket and took him into a public house; my fellow servants names are Conoway and Appleyard; we took him to a public house and found the lead; says I, my friend you had better speak the truth, I dare say you have been made a dupe of, there are others in the business as well as you; with that he said, he was hired to carry it across Smithfield, and he was to have 6d. and a pint of beer; with that we put him in the Compter; we had him in custody from Saturday to Saturday, and he was then discharged before Alderman Harley; we could not find out at that time where the lead came from; since that he has been taken again by the officers belonging to Worship-street and they sent for me, and I have been since and matched the lead to the dwelling, where he took it from; I matched the lead Tuesday last, on the top of the building in Finsbury-square, Moorfields, belonging to Mr. Rolfe, it is a house not finished.

—— CONOWAY *sworn.*

I am not a plumber; I went up with them who are judges in that business, and I saw it matched; I am one of the patrol, the same as Mr. Willey. On the 2d of February last I was coming up Long-lane my fellow servant had got this man in custody; we took him into a public house; I took the lead into my custody, and they took the prisoner to the Compter. I was present

sent when the lead was compared ; it answered the trunk exceeding well ; it was cut off from a gutter ; it goes across the middle between the two roofs.

WILLIAM SMITH *sworn.*

All I know of it is, that it fits the place where we have tried it ; I am a stone mason ; I compared the lead in the court with the gutter, sixteen feet four inches long, and seventeen inches wide was cut off.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice GROSE.*

218. JOHN MAHONAY was indicted for feloniously stealing, on the 13th of February, forty pounds weight of lead, value 5s. belonging to William Rolfe, affixed to a building of his.

WILLIAM SMITH *sworn.*

I am a stone mason ; I am employed by Mr. Rolfe at his buildings, Moorfields, in Finsbury-square. On the 13th of February at half past two o'clock, I went down to get a little mortar, the ladder was not there as used to be, and I got down to the mortar by means of some boards ; while I was putting the second shovel full in I heard some lead fall down, one part fell on the wall and the other on the joist ; I immediately looks up, and see this Mahonay coming down the ladder through the joist, he was coming down three pair of stairs from me ; I saw him coming down the ladder in that direction where that fell, and I fills my board full of mortar, and he came down, and I see him get over the wall, a back way ; I don't think but that he saw me, he must hear me ; I immediately came up and I found

this piece of lead, one part on the wall and the other part on the joist ; I picked it up, I goes directly to his foreman and told him what had happened, and afterwards we found this long piece in the same building, one story above, they both dropped down but one story above another, and I took it up myself ; I knew Mahonay before he was employed on the building, he was a bricklayer's labourer ; we went after we found the lead to seek some officer to take him up ; we could not find any, and we took him up ; we took Mahonay to the place, he had left the place and went to the foreman, and afterwards we came back again to the place, and then we carried him to Worship-street ; his employ was in the basement story ; the ladder had been taken out of the area ; I had been down twice before, about half after eleven o'clock in that day ; as soon as we came back from Worship-street I went down to Mr. Rolfe, and he told me to try to match the lead any where ; I did ; this was before he was committed, and the small piece and the large piece were all taken from the same place, they were both taken from the attick story, one was taken from the wooden roof which was on the laundry ; the whole that is missing is not here by a great deal, it was sixteen feet four inches that was missing ; and in the large piece of lead this chifwell was found. (A chifwell produced.)

Prisoner. I know nothing at all about it.

WILLIAM BLACKITER *sworn.*

I am an officer belonging to Worship-street ; I produce the lead ; I took the man into custody and the lead, and have kept the lead ever since.

Court to Smith. Do you know how long that ladder had been gone from that area ?—It was there about eleven o'clock

o'clock, and it was about half after two when it was missing.

GUILTY. (Aged 22.)

Imprisoned six months in the house of correction and publicly whipped.

Tried by the second Middlesex Jury before Mr. Baron THOMPSON.

219. ROBERT BERRY was indicted for feloniously stealing, on the 11th of January, twelve pair of cotton stockings, value 1l. 1s. four yards of stuff, value 4s. a cotton gown, value 2s. a pair of leather breeches, value 4s. a pair of leather boots, value 4s. a linen shirt, value 1s. a linen apron, value 6d. six small pieces of woollen cloth, value 2s. one hundred and forty-four horn buttons, value 1s. an iron button hook, value 6d. a brass marking iron, value 10d. a button hole chissell, made of iron and steel, value 6d. and one guinea, the goods, chattels and monies of James Sporth.

— SPORFORTH *sworn.*

I am the wife of the prosecutor, James Sporth; I was going to Basingstoke in Hampshire, by the Basingstoke coach, it sets out from the White Bear, Piccadilly; I came from Shuter's-hill to go to Basingstoke, and I stopped at the George in the Haymarket from four o'clock in the morning, to wait for the coach; I had got two bundles, and I got a watchman, that stands there, to help me with one and I took the other; when I got to the White Bear door the prisoner told me it was a very cold morning; I said, it was; he said, I had better walk in; I said, I would rather stop there and take care of my own things;

the watchman put down my one bundle, and it was by my side, and the other was in my hand; this Robert Berry told me he would take care of them, I had better go in it was so cold, with that he said, it will be a quarter of an hour or ten minutes before the Basingstoke coach would come; I did not know the coach when the coach came he told me that that was the coach; I stood at the door all the time; the prisoner took up my things that was standing by my feet and ran away with them directly; I called out to the coachman; he took them just as the coach stopped at the door; I called to the coachman and told him my things were gone; he said, it was no use my stopping to look for them, for it was ten to one if ever they were found; with that I went off to Basingstoke to my husband; I got into the coach and went away, and my things were lost. Being marked with my husband's name the man that found them afterwards enquired and found us out. My husband is recruiting for his Royal Highness the Prince of Wales's regiment.

SAMUEL THOMPSON *sworn.*

I am sergeant of the night in Marylebone parish; between six and seven o'clock in the morning I went into the sign of the Feathers in Oxford-road.

Court to Mrs. Sporth. What day was this?—The 11th of January, four o'clock in the morning.

Thompson. At half past six o'clock on the eleventh of January, in the morning, I went into the sign of the Feathers, the public house, facing John-street, Great Portland-street, Mr. Shakleton's, and the landlord called me to the bar and he said, Thompson I have suspicion of a man that came in here a little after five o'clock; the prisoner was in the house asleep; upon this information I went, and

and fetched two watchmen, and then I awaked him, he was in the box and the things were aside him, he was sitting in the box with his head down fast asleep; when I awaked him I asked him where he had come from with that bundle; he said, from the Bell Savage inn, in the city, and he asked me what business I had with it, it was his own property; I asked him if he had any direction on it; he said, O yes; so I took it up and looked, and there was none; so I asked him where he was going to carry it to, and he said, home; I asked him where his home was; he said, that was no business of mine; so then I gave charge to the two watchmen to take him to the watch-house, and I carried the bundle; when we got to the watch-house I said, my friend if you will tell me what there is in the bundle you shall be set at liberty, before it is opened; he said, he would; not with that I detained him and the bundle; when we went before the justice we looked at these boots, and there was this serjeant's name on them in writing, Sporforth; and serjeant Sporforth on the breeches; with that the justice said, I must enquire among the soldiers to see if any body would own them; I did enquire; I went to the life guards and they told me there was no such man in the regiment; my son the next morning went away to Kensington, and there was no such man there. About eleven o'clock I went to the watch-house and the watch-house keeper asked me if I had an owner for the breeches; I had not; says he, bring them to me, and he said, he knew the man, he had billeted him; I went down to Westminster, and I saw one of the regiment and he told me, if I went to the Haymarket some of them were quartered there; but Sporforth was gone to Basingstoke; I went into the Haymarket where this regiment were quartered, and I found he was gone to Basingstoke; I went to the George, I believe

the sign is, and I desired the man to send a letter to Basingstoke to him, so he did, and she came up again on Tuesday.

(The things produced.)

Court to Mrs. Sporforth. It was from this house, the George in the Haymarket, that you went to the White Bear?—It was.

(Deposed to, the things being marked.)

Prisoner. I was out waiting at the London coffee-house at dinner, and I was locked out of my lodging; coming home I was enquiring for a night house and I met with a man coming up the Haymarket, says the man, if you will go along with me I will take you to my lodgings; I met him at the White Bear, Piccadilly, and he had got this bundle in his hand; says he, if you will go along with me I will treat you with part of a pot of beer; we went into this house and he went away out with a pretence to call a coach, and he left me there, and I was there in the house in the box with the bundle; I did not know what the contents was, nor did I know any thing of the man; with that I set there till this watchman came in, and he asked who that bundle belonged to; I said, I don't know, it was not my property, it was the man's that came in with me; I know nothing of the man nor never saw the man before.

Mrs. Sporforth. That is the man that desired me to go into the house; he was some time persuading me to go in.

Prisoner. I was never near the door at all, nor near the house.

GUILTY. (Aged 37.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Justice GROSE.*

THOMAS

220. THOMAS GREGORY and DARBY BRYANT were indicted for feloniously stealing, on the 25th of January, two trusses of hay, value 3s. the goods of Isaac Mole.

ISAAC MOLE *sworn.*

I keep a public house in Great Windmill-street, and I occupies the stables behind; going into my yard, the tap room door is on my right hand, and four stables lay on my left hand in a strait line, the first stable is about eight yards from my tap room door, and that is let to Mr. Farmer, a coach master in the Haymarket; I have nine in all, I let out three stables, I occupy the six. Thomas Gregory was a horse keeper to me; he was with me about eleven weeks; he quitted my service on the 12th of January; when he came to me I was very ill in bed; I was not out for six weeks with the rheumatic gout, I think it was much about six weeks I began to get better, and I went and looked into my stable, and I thought he did me a deal of justice. On the 24th of January he was along with Bryant in my tap room drinking a pint of beer; Bryant took his place; he lived with me at this time. Mr. Farmer wanted a man and Gregory went to live with him, within two or three days after he left me; Bryant was along with my servant at that time; they had been backward and forward together, and were often juggling together; in the night they appointed at this time to meet there, and to come early together on Friday the 25th the next night; I heard them set and whisper, and say, come here to-morrow night, come earlier; they came again on Friday night the 25th, and there they sat till such time as it was time to shut up, which was about five minutes to eleven, and I unbolted the door and I let them go out into the gateway, and I saw them go down to the yard, and was there a little while, and I saw the stable door open; I saw Gregory run

out of the stable and ran by the door into the street, he ran out of the gateway as hard as he could; this was about five or six minutes after I let him out; I don't think the whole was ten minutes; Gregory was against the stable door where the hay was carried, in which I first saw him; that stable is much about eight yards on the left hand side going down, it is one of the stables that Farmer occupies; he ran by me as fast as he could, then I opened the door and I went and I found Bryant standing at the door locking of it; he could not get the key out; this was after the other had ran; I said to him, you scoundrel you have been robbing of me; No, says he, I have not; Bryant did not lodge in my house, nor Gregory; I went a little further to my next stable door and I found the door open; it is my own, one of the six that I occupy; in the mean while I then went up and looked at my hay; Bryant went away after that; I went up to my own loft and I missed two trusses of hay from the loft of the stable that I occupy myself; I had four trusses of hay in particular on one side of my loft, I had laid them there that very evening about six o'clock at night; the hay sometimes runs better than it will at others, and I had a horse that was not well, and I made a reserve of that for that horse; I picked it out on purpose from among the other hay, I thought it was sweeter and better; I suppose there was a load and a quarter in the loft at that time, and this was laid by itself; Bryant nor Gregory had nothing with them when they went away. When I found Bryant at the door I asked him where the lanthorns were; says he, my wife was in the yard and I gave it her to carry home; I went back to the stable door again and I stopped a little while, and my son happened to come home from his work and he came into the yard, and he asked me what was the matter; I told him I had been robbed, and I sent him

him down to Mr. Farmer's for somebody to come up and open the stable door, to see if my property was there; I traced the hay from my own door to Farmer's door.

Q. There is a great deal of hay carried up that yard?—No, there is not, only at different times. Farmer sent somebody and we unlocked the door; at first I found the two lanthorns inside of the stable door, shut in on the right hand; then we went a little further into the stable and we found one truss of hay, we looked down a little further and we see the other; one lay on the ground and the other in a little binn. I can swear to the hay.

Q. Will you undertake to say that these two trusses are those which had been in your loft?—I can; I had picked them out by themselves, and I had laid them up; I can swear to it by the colour and herbage of the hay; I deal with two farmers.

Q. Do either of these farmers sell hay to any body but you, do you know where all these people in your yard buy their hay?—This is a lighter coloured hay and a deal more herbage in it; there is no such hay in the yard.

Jury. Did you find any more hay in Farmer's stables besides these two trusses?—I dare say there was not two pounds; the man had borrowed a truss for Mr. Farmer's horses.

Q. Will you undertake to say, supposing you had seen these trusses of hay without these circumstances, that this was your hay?—When I took Bryant to the watch house he told that he took my private keys. When Bryant came to work Saturday morning, about six o'clock, I charged the watch with him; he told me then that he did not take the hay, nor did he meddle with the hay; I asked him how he came to rob me; he told me he did not rob me; he told me he should have gone home about his business, but Tom Gregory said, damn you stay,

and Gregory made up to a private place where my keys hung and goes up to my stable, and unlocks the door; he said he held the two lanthorns himself; I said nothing to him more than asked him how he came to rob me? this past; in the morning when he came to work he said, Gregory swore that he wanted two trusses of hay and he would be damned if he would not have them, and he held the two lanthorns, and stopped there while Gregory took the two trusses; he said, that he put them in the stable himself, into Farmer's stable. The watchman came and took him to the watch-house, and from there to the Rotation office in Marlborough-street. Gregory was taken up last Tuesday week, he absconded, we could not hear any thing of him; he was apprehended at a place called Winchmore Hill; the constable told me he knew the man and he would take him directly; I had a warrant for him the same day as Bryant was taken, but he was not taken till last Tuesday.

Prisoner Gregory. Please you my lord I belong to east Middlesex militia, they were embodied the 28th and I was obliged to go on Monday the 28th. Ask him my lord, whether he saw me take the hay out of his stable—I did not.

Prisoner Bryant. When I came to work at six o'clock, as usual, my master charged the watch with me; there was no such charge, as my master has said; as to carrying in a bit of hay, or locking or unlocking the door I never did.

WILLIAM MACDONALD *sworn:*

I live with Mr. Farmer; I know nothing more than that the gentleman's son came to me between eleven and twelve o'clock, and took me out of bed to open the stable door that night, I went, but I could not find the right key, for the man Gregory did not come back that night; Mr. Mole and his son unlocked the door with another key; I had not the

the right key ; and the trusses were there in the stable, they were both laying in the stable, one at the end binn and the other on the ground ; I can say we had no hay of our own and we borrowed a truss, and there was no hay in the stable but what was out of the truss ; I had not looked after the stable that night ; I was in the stable before in the forenoon between ten and eleven o'clock.

2. You cannot undertake to say what kind of hay there was in that stable ?—I went to Mr. Haywood in the evening, just about sun set, and borrowed the hay, because there was none for the horses that night ; Mr. Haywood gave it to Gregory ; I was not present, but I went and borrowed it of Mr. Haywood, and it was to be used for Mr. Farmer's horses.

Prisoner Gregory. That man lives fellow servant with me. Please you my lord and gentlemen of the jury, I lived along with Mr. Mole about eleven weeks, I left Mr. Mole and he gave me an exceeding good character, and I went to live along with Mr. Farmer ; at the time I went to live along with Mr. Farmer I did not know about the militia ; after I had lived there about nine days I heard that the militia was to be embodied ; accordingly I went on Sunday morning down to the militia at Edmon-ton ; I was down there better than a fortnight ; two men came down while I was in the ranks and asked me if my name was Gregory ; I said, yes ; they wanted me to go up to London with them ; I asked them for what ? They told me Mr. Mole wanted me, and had not I lived with him ? I said, yes ; I told them I would go ; they went to my officer and and they said, that they had got a warrant against me ; I came accordingly up to London with them ; I know nothing of the affairs no more than a child that is just born.

Prisoner Brant. I lived along with Mr. Mole. About three days before I

came to Mr. Mole, I lived with Capt. Morrison of the Guards ; I had been out of place, and having nothing to do I heard that Mr. Mole wanted a man, and then after I had been there nine days, I was taken up and accused by my master of robbing him of two trusses of hay ; he accused me of locking the door, and taking the key out of the door, which is no such thing ; I never touched the door.

The prisoner Gregory called two witnesses, who gave him an excellent character.

Court to Prosecutor. What do you value your hay at ?—Three shillings.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Baron THOMPSON.*

221. THOMAS PALMER was indicted for feloniously stealing, on the 18th of February, a pound and a half of horse hair, value 2s. four pounds weight of hogs bristles, value 13s. a hair broom head, value 1s. and one flesh brush, value 6d. the goods of James Smith.

HENRY ——— Sworn.

I superintend the business of Mr. James Smith, he is a brush maker ; these articles were lost from his warehouse on Fish-street-hill ; the prisoner was a porter ; I believe he had been engaged about four or five months, he was engaged while I was in the country. On Monday morning about half after eight o'clock, the 18th of this month, I ordered the prisoner to go to breakfast ; the prisoner had a rush hand basket in his hand, with some balls and some other things, which he took up stairs into the warehouse ; I followed the prisoner up stairs, having some suspicion ; I placed myself

myself in a room, the back part of the house, to endeavour to see if I could see him put any thing in his pocket, but I could not see him do any such thing, as such I came down stairs, when I came down to the lower part of the warehouse stairs I saw the prisoner go through to the front shop and he went out, I immediately went to the door and looked after the prisoner and found his pockets looked very bulky; I looked out at the door of the front shop, another porter was standing by, I ordered him to go and desire this man to come back again, I wanted to speak with him; he came back and out of his coat pockets I took these two parcels of horse hair; I ordered the prisoner up stairs, when we got up stairs I asked him what he was going to do with it, or what business he had to take it; I don't recollect particularly which question I asked him; he downed on his knees and begged I would let him go, and told me it was the first time he had ever done any thing of the kind, that he was going to make some cod lines with it; I told him he had got enough; he said, he meant to take out that part which would answer his purpose and the remainder he would have brought back again; I then asked the prisoner where he lived; he told me in Marlborough-court, Bishopsgate; I went accordingly and found he did not; I went back again, and I told him he had given me a wrong direction; the reason why I asked him was that I might get a search warrant and search his apartment, the first time I asked him was immediately after he had committed the robbery at half past eight; between ten and eleven after I had come back from the other place I asked him again; and he said, it was Marlborough-court, in Wentworth-street, near Petticoat-lane; I went and I found it was right, I went the same morning to his lodging; he told me he had a room on the ground floor and a room on the first floor; I asked

him whether he rented the house or whether he took the rooms of any body; he told me he could not tell who lived in the house above him; I went and got a search warrant, and got to his house between twelve and one; we found several articles in the room, and among the rest we found one of his cards containing a direction where he lived before he went there; we found four pounds of hairs, two pounds I believe below and two pounds above, and also a hair broom head, and a flesh brush, and several articles which are not in the indictment; we took him before the Lord Mayor, and he was committed. There is two pounds of the hogs bristles which have got our private mark, and I believe them to be my own marking; I cannot swear to the horse hair; the broom head has got our mark on it; the flesh brush has no mark on it more than it is an article we sell in our shop.

Mr. Peat You don't pretend to identify it?—I believe it to be ours.

Q. You stated just now that he stated he had never done the like before; you don't state that he owned he took it.—I say that he told me that it was the first time he had done any thing of that kind.

Q. He told you he had taken that hair. What had you said when he said that?—I don't recollect exactly the words that I said to him; I asked him what he had got in his pockets.

Q. You did not at all threaten him?—I don't recollect that I said any thing of the kind.

Q. I fancy there is a great many thousand pounds weight of hair of that sort?—I have no doubt of it.

Q. The two parcels that you particularly state to know to be yours, is because there is your mark upon them; on what part of the hair is it upon?—On the bottom.

Court. How do you mark them?—We generally mark them with letters.

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Q. Are

Q. Are they all marked with one letter, or different letters?—Different letters according to the stiffness of them, this was a particular kind and it is a mark that we know the price by; it is a C.

Q. Then I suppose if you was writing upon paper you would make such a C as that?—Most likely I should not make it so large; this is made with a brush.

Q. So it seems you can tell your own hand writing from any other, if you write even with a brush. Upon my word, sir, your faith is very strong; for your faith you may be a Mahometan. Then you mark them all on the heads in that manner?—No, only some.

Q. Pray, sir, if you had seen these bundles on a journey to York would you have supposed them to have been your's?—I should have supposed them to be ours.

Q. Perhaps it is a peculiar stile of hair. Is there any thing in the colour?—No.

Q. Any thing in the smell?—No.

Q. Well this brush that you speak of you put that mark on other brushes?—Every one of this size.

Q. You mark a great many in a year?—We do.

Q. It is very possible then that a man might have bought fifty brushes out of that shop, or even out of other shops, that might have had that mark on it. The flesh brush you know nothing about. Had he lived with you some time?—To the best of my knowledge he came there about the month of November.

Q. How many partners has you master?—Not any in that business.

Q. Are you quite sure that that is your writing? Recollect, it was done with a brush.—I believe it to be such.

Q. How did he behave in your service?—He always behaved very well.

WILLIAM WHITEWAY *sworn*.

I am an officer; I found all these things in consequence of a search warrant, and have kept them from that time to this; there was no one in the apartment; I found them in the house or apartment of the prisoner; I found all the articles except the horse hair, and that has never been in my possession; the house was in Marlborough-court, Wentworth-street, Petticoat-lane.

Mr. Peat. How do you mean they have been in your possession?—They have not been opened but before my Lord Mayor.

Prisoner. I went out this morning to get a pennyworth of purl; I bought the hair of a man at the door; I wanted some to make some lark lines; he said he had got some very nice as would suit me; I bought the hair of the gentleman; I came in; Mr. Matthews told me to go to breakfast; when I was got about a hundred yards up the hill he sent after me and had me back, and took this hair out of my pocket; I told him I hoped he would let me go; so they took me into a room and locked me up; they asked me where I lived; I told them when I moved out of the Borough that I moved to Catharine wheel-alley, Bishopsgate, and from there I moved to Marlborough-court, Wentworth-street; then they came back to me some time after and told me I had given them a wrong direction; they asked me to write it down myself; they took the direction down; then I told them Marlborough-court, Wentworth-street; they went and they broke open one door and the other they got in at the window, and they not only took away these articles that my master dealt in but they took the money, a guinea and a half, and some silver, and they brought it to the turnkey at Newgate.

Court.

Court to Whitway. D'yd you take some money from the house?—Y'es, a guinea and a half and three shillings; I thought it was unsafe to leave it as there was nobody in the house, and I delivered it to the prisoner before the turnkey.

Cour. to Matthews. Are you sure that he told you Marlborough-court, Bishopsgate-street at first?—I am.

GUILTY. (Aged 25.)

Transported f.r seven years.

Tried by the London Jury before

Mr. RECORDER.

222. JOHN RICHARDSON was indicted for feloniously stealing, on the 18th of January, one chiswell made of iron and steel, value 2d. one square punch, value 2d. nineteen iron rings for weights, value 1s. 2d. two iron wedges, value 1d. three iron nuts with three iron screws, value 2d. three iron nails, value $\frac{1}{4}$. an iron pan handle, value 1d. one iron hook, value $\frac{1}{4}$ a piece of an iron wedge, value $\frac{1}{4}$ one nut with an iron screw, value $\frac{1}{4}$ the goods of Alexander Brodie, and one canvas apron, value 1d. the goods of Robert Hudson.

(The case was opened by ———.)

JOHN BARNARD VOGLE *sworn.*

I was a patrol on the 18th of January last; I was patrol in St. Ann's, Blackfriars; I know Mr. Brodie's iron manufactory, in Glas-house-yard, Blackfriars; it was on Thursday night the 17th of January I observed a light in the foundry; I had some suspicion and I watched the place for twenty or twenty five minutes, when I saw the prisoner come down stairs twice with the light in his hand; it is two half doors, and he came down stairs; and I looking through the two half doors, there was crevice;

I saw him go all about the foundry as if looking for some thing to pack up some iron; at last he found a man's apron, he took hold of a towel first, but he flung that away, and then he laid hold of the apron, after that he took out some small bits of iron which lay close by the bellows, after that he took a large iron shovel and poker, and set them together close by the bellows, and then he went up stairs with the apron; I did not see him tie up any bundle, and then I ran to Mr. Eckford's; I knew he had the key of the foundry, and then I met my fellow servant; he put the light out the moment we went in doors; we went into the foundry and went up stairs, and apprehended the prisoner; he dropped the bundle and he fell a crying; I picked it up and it was carried to the watch-house.

(The iron produced.)

Prisoner. He says he saw me take several things which I did not.—I am sure I have described the fact as it happened.

ALEXANDER BRODIE *sworn.*

I believe the property to be mine, but I cannot swear particularly to it.

SAMUEL BISHOP *sworn.*

I am a workman to Mr. Brodie; I was the last that went out of the shop of the men; Mr. Eckford went out of the shop last; I know the punch and the wedges, I had used them very lately before myself; there was articles of this description left in the warehouse that night.

ROBERT HUDSON *sworn.*

I am foreman to Mr. Brodie; I know this is my apron; I had had it about three months; I left it in the foundry that night; I know the cellar window, there are coals under the cellar window; I examined the cellar window the morning after the robbery, we observed the coals quite fresh where a man had dropped

ped down, there was the mark of a man's feet in the coals; we found the cellar open in the morning; that window was fastened, but I don't know it was fastened the night before.

Q. Could you make out whether the man could get in at that window?—We could not make out that he could get in any where else.

JOHN MACDONALD *sworn.*

I am a patrol; the night this robbery happened I went with Vogle and Eckford when they opened the foundry; I saw him taken out of the foundry, and this parcel was in his hand; I was left centry outside for fear he should jump over out of window; the prisoner had the bundle, he carried it to the watch-house out of the foundry; I went to the watch-house with them, I followed behind; Vogle had the prisoner in his hand; Vogle and I had the key of a Small cupboard where the articles have been kept ever since till now.

Q. Did you observe the conduct of the prisoner during the time he was going from the foundry to the watch-house?—I saw nothing only that he seemed very dull.

Q. Did he say how he got it?—He said he went and slept there after the men had been at work.

Prisoner. I had been locked out of my lodgings and I knew that the men got in to sleep in the foundry if they were locked out, and I got through the window to sleep there.

Court to Bishop. Did the prisoner ever work at your shop?—I came to work in September last and he worked there then, some time before Christmas he had a burn, and he said he was not able to work, and by that means Mr. Eckford had got another man.

JOHN DAVIS *sworn.*

I live in Leadenhall-street; I am a jeweller; I keep a shop there; I mean

to impeach the evidence of Vogle and Macdonald; I know enough of Vogle as far as the best of my belief he is not to be believed on his oath, and I know enough of Macdonald to say the same.

Q. How long have you lived in Leadenhall-street?—Seven years.

Prosecutor's Counsel. You was rather fortunate to meet two of old acquaintance again. It is a lucky circumstance that you should happen accidentally to be in court when there were two witnesses that you know.—When you have done with your soliloquy I will speak.

Q. Pray Mr. Davis we will take Vogle first. How long have you known Vogle?—I believe about three months.

Q. There must have been some very peculiar transactions to enable you to form this opinion.—There were. I have a house in Cheapside which I occupy and carry on the same business as in Leadenhall-street, and I thought it my duty to serve constable, and I cannot say whether it was in the month of November or December, it was my night to be on duty and set up in the watch-house; I always made it my duty to patrol the streets instead of setting in the watch-house. One night one of the patrols led me towards Blackfriars, when I came there, I never had been down one street in which there is a watch-house, the watch-house is very little distance from our patrols beat; sir, says he, this is the way; I went after him thinking it was my duty to go that way; when I came into the watch-house I understood there was no constable there; this man passed as constable and with a great deal of importance asked me who I was; he was sitting dressed in his patrol dress and asked me what I wanted; I told him I should be glad to speak with the officer of the night; says he, what do you want? I am the officer of the night; the officer was sent for and this Vogle came and struck the patrol that was with me, it was after some words had

had passed between them about his innovating on their premises in their ward; Vogle then struck him, in which this man I believe Macdonald, assisted him; I had got my great coat on, and there was a gentleman watching at the window all the time of the transaction; I waited nearly half an hour and said, I would go away, they made a prisoner of me, and kept me there; these men after the constable had come in, they declared and said, they would swear on their oaths, that I pulled off my coat to fight them, and had used a great deal of abusive language, which was quite the reverse.

Court. Was this cause ever tried?—It was not.

Court. I cannot help then expressing my astonishment at your swearing that you would not believe these men on their oath on this cause, and which cause was never tried.

GUILTY. (Aged 21.)

Recommended by the Jury.

Six months imprisonment in the house of Correction, and publicly whipped.

Tried by the London Jury before

Mr. RECORDER.

223. SUSANNAH BURNE was indicted for feloniously stealing on the 22d of January, a pair of iron shoe buckles, plated with silver, value 3s. the goods of Thomas Davis.

THOMAS DAVIS *sworn.*

I saw none of the circumstances.

WALTER DAVIS *sworn.*

On the 22d of January, about a quarter past six in the evening I was

coming up Cheapside, and came opposite the shop of Mr. Jennings the linen draper in Cheapside; I perceived two gentlemen standing at the window, the window had been nearly cleared of the articles it was dressed out with in the day, and I saw the woman at the bar and another woman in the shop with their long cloaks on; the prisoner at the bar had a chocolate coloured cloak, and the other had a red cloak on; these two gentlemen still kept looking through the window; I looked through the other window, and I supposed these two women to be shop lifters, by their appearance, by the appearance of their persons and dress. The young man, who I supposed to be a shopman or an apprentice to Mr. Jennings, was shewing them several articles in the course of their business; these two gentlemen still kept pointing to the shopman, who was shewing the articles on the other side of the counter, which he kept his eye on them, and at the same time he shewed the articles he put them away on the other side of the counter; they came out, they passed me at the window, and they walked up the right hand of Cheapside from Jennings's shop, about one hundred yards, when they were joined by another woman without a cloak, a taller woman than the other two; I kept behind them, and there was some conversation took place between these three women; I followed them up Cheapside, opposite the shop of Mr. John Davis; they all three crossed over the street, the prisoner at the bar and the woman in the red cloak went into the shop, into Mr. Davis's shop, which is the corner of Friday-street; I kept my eye on them the whole time; I saw the prisoner at the bar, after the shop woman of Mr. Davis had taken down some buckles to the amount of three or four pair, while she turned herself sideways to reach some more, I saw the prisoner

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at the bar take a pair of buckles off the counter and secrete them under her cloak; then the woman in the red cloak bought a pair of buckles, which she gave the shop woman half a crown for, they went out of the shop together; I brought the prisoner back after she had gone out into the street; I took hold of her arm and brought her into the shop again, and told her, she had stole a pair of buckles from the lady; she strongly denied it, but I kept her in the middle of the shop and we sent for a constable, and before the constable came she dropped the buckles in the middle of the shop; I picked the buckles up, when the constable came I delivered the buckles to him.

JAMES WOODMAN *sworn.*

I produce the buckles; I received them of the last witness and kept them ever since; the prisoner at the bar said, that she knew nothing of the affair. (Deposed to by Mr. Davis as being his own manufacturing.)

MARY WILLIAMS *sworn.*

I am the shop woman to Mr. Davis; these women came in, the prisoner at the bar was one; I reached them down three or four pair of buckles, and while I was reaching another pair Mr. Walter Davis came in, and then the other bought a pair and gave me two shillings and sixpence for a pair, and when they went out Mr. Davis brought her back and said, she had got a pair of buckles, and I went out a door or two to get a constable, and when I came back the buckles were on the ground.

Prisoner. I will tell the truth and nothing but the truth. This woman that was with me asked me to go into the shop with her to buy a pair of buckles; I was coming out with her and this gentleman stopped me and said, he saw me take a pair of buckles through the

shop window, and I never saw him in my life; I have no witness except the gentleman favours me.

GUILTY. (Aged 20.)

Transported for seven years.

Tried by the London Jury before

Mr. Justice GROSE.

224. **GEORGE DAWSON** was indicted for feloniously stealing on the 19th of January, a pair of leather shoes, value 2s. the goods of Peter Rogers.

JOHN OAKES *sworn.*

I live in Broad-street, Bloomsbury, with Mr. Rogers; I am his servant, he is a shoemaker; I was standing at his door on Saturday, the 19th of January, about half past eleven at night; he keeps it open till twelve on Saturday nights; my master was out, the prisoner came up to the door and he took a pair off; he took them from the door, they were within side, within the reach of an arm, he put his arm over the door, I was standing within side of the shop, at the door; the hatch of the door was shut, they were standing on some pegs hung upon a rack; I do not think he saw me, because there were some shutters standing in the way; because I was going to shut up the shop, and I was behind these shutters, but I could see what was doing; the man ran away with the shoes and I ran after him, and just as I laid hold of him, about thirty yards from the shop, he chucked the shoes into the kennel; I saw him throw the shoes from him; I called to the watch, and took him to the watch-house; I laid hold of him before I picked up the shoes; the watchman was in his watch-box; I picked up the shoes before the watchman came; he took

took him to the watch-house, and I gave charge of him; the shoes were delivered to the constable directly as the charge was given; he is here.

Q. How do you know the man which you see drop the shoes was the person that you see put his arm in?—Because he was never out of my sight.

THOMAS GURNEY *sworn.*

I was constable of the night; on Saturday, the 19th of January, the prisoner and the shoes were brought into the watch-house by the young lad and the watchman, and this young lad gave charge of him; I received the shoes from Oakes, they have been in my custody ever since. (Produced and deposited to.)

Prisoner. I was going up Broad-street, Bloomsbury, it was a little turned eleven o'clock; as I was going past the said shop, a person passed by me very sharp, and he might fling them down for what I know; that young man came up to me and said, you have got a pair of shoes; not that I know of, said I, and I turned back with him and he picked them up, about a dozen doors off from where he stopped me; I am quite innocent.

The prisoner called one witness who gave him a very good character.

GUILTY. (Aged 34.)

Publicly Whipped

Tried by the second Middlesex Jury before

Mr. Baron THOMPSON.

225. JOHN HARRIS was indicted for feloniously stealing on the 23d of January, a hand saw, value 2s. the goods of John Chilton.

JOHN CHILTON *sworn.*

I am a carpenter; I live in Brook's-gardens, near the Adam and Eve turn-

pike; I lost an hand saw on the 23d of January, I laid it down in the back dining room while I went to eat my dinner, in the front dining room; I saw it again and I knew it was my property; I never saw the prisoner about the place; the back dining room is next the street, the window opens into the street; I was at dinner between twelve and one.

— FLETCHER *sworn.*

I was digging a shore in Somer's Town, on the 23d of January; we always make it a rule to go to dinner at twelve o'clock; the carpenters go to dinner at one o'clock, and one of the carpenters was going to dinner, and the man that was wheeling some stuff away was saying something to him about the carpenters being likely to lose some of their tools; in consequence of hearing this I went round to see, in the pursuit of the man, and the other man followed me, and I saw the prisoner at the bar out in a field, just behind the building; this was at about a quarter after one; I followed him out into the field, when I got within an hundred yards of him I saw something under his arm of his left side; he looked round and he saw me a coming, and made towards a ditch where there is a good deal of water, and then I saw him drop the saw from his coat, from his left side into the water.

Prisoner. No, I was going across the ditch and he knocked me down.

Prosecutor. With that I never stopped at the ditch to see what it was, but I made away and caught him by the collar, and when I caught him by the collar I asked him what he put into that ditch? and he said, nothing; with that says I, come back, you shall go back and see; when I brought him up to the ditch he dropped the saw in; the water was all muddy; I told one of the carpenters that was in pursuit of him, I told him to put his hand into the ditch and see what:

what it was; with that the man pulled out the saw, and I asked the prisoner at the bar whose saw it was? I had him then by the collar; with that he said, it was his own; I asked him how he came to put it there? then he said, he saw me coming after him and I might think that he stole it, with that he said then, that the saw belonged to one John and Richard, but did not mention any surnames; with that I told him he must go along with me to the public house, and he refused, and he said, he brought the saw from Knightsbridge; I took a plane out of his right hand pocket at the same time, which he said, he brought from the same place, and that he was going to carry them to Cambden Town to these two men; I was not satisfied with this, I took him to a public house and sent for the constable; he first offered me six shillings to let him go; I told him no, if he gave me six guineas I would not let him go; with that there was a number of carpenters in the house, but none of them owned the saw or plane, with that he offered me nine shillings to let him go, and produced the nine shillings and three halfpence on the table; that was all the money he had, with that the constable said, there was no owner for the saw or the plane, we had no right to detain him; I told the constable I would take him before a magistrate till there was an owner; we took him to Marlborough-street, and he was committed till the Monday following; I heard nothing of any owner till the Monday; I have got the saw here; before we took him to the office he seemed rather impertinent, and I insisted on his being searched, and he put his hand into his pocket and pulled out a piece of paper, with that he kept it in his right hand and refused to let any person see the sight of it; he put his hand into his pocket and pulled out a number of duplicates, the

first duplicate that was looked at, it contained three saws, being pawned for eight shillings and six-pence; we told over the duplicates and they amounted to twenty, and in the twenty duplicates there was seventeen saws pawned, and two rules, two planes and a plow; two coats, a waistcoat and two pictures. (The saw produced and deposed to.)

Court to Chilton. How could they get at this saw?—They may get up a temporary ladder up a wall, and I sat in the other room eating my dinner.

Prisoner. There was a man gave it me, the saw and the plane together and asked me to take them to pawn for him; I work for the man, his name is Thomas Jones, I have been this month in prison, I don't know where he is now; I have nobody about me here now as a witness.

GUILTY. (Aged 24.)

Imprisoned six months and fined 1s.

*Tried by the second Middlesex Jury before
Mr. Justice GROSE.*

226. JAMES ROGERS was indicted for feloniously stealing, on the 8th of February, a toilett waistcoat, value 5s. a pair of kerseymere breeches, value 12d. the goods of William Smith, Esq.

WILLIAM SMITH sworn.

I live at Ibbotson's Hotel, in Vere-street, Cavendish Square; in going to my bed between eleven and twelve o'clock on the 8th of February, I found that man concealed behind my bed curtains, at the head of my bed; I believe he was a gentleman's servant belonging to the Hotel I was in; I knew him by sight, he was by the side of the bed, behind the curtain; near at the head, there was a candle on the pillow, which had just been

been blown out; it was blown out, but the snuff was burning, and between the candle and him, there was laying on the bed a pair of breeches and a waistcoat; a servant came immediately after me with a candle attending me; the clothes were taken out of a large trunk, that was close by the bedside, which was open.

Q. When had you worn these clothes?
— Not for some months.

Q. You had not laid them of course on this bed?—I had not; the place for keeping them was the trunk; a servant of my brother's kept the trunk and had the key, and had not locked it that day; that servant is not here, and there was some black clothes rolled up which I suppose was with an intent to carry away, when I went in first, one of the waiters of the inn came into the room, and left the candle; he had not gone out of the room before I discovered the man; I rung the bell and sent for Mr. Ibbotson, the master of the House; and I believe I said to Mr. Ibbotson, this is the manner that we are robbed; and I sent for a constable, and he was committed to the watch-house, I asked the prisoner how he came there? he said he was drunk; I had not been in my bed room since five o'clock that evening, I had gave no orders to have those clothes out, nor had I had them out for some months; and when I was in the room between five and six o'clock, the clothes were not on the bed then, and the trunk was shut.

JOHN IBBOTSON *sworn.*

I keep this Hotel in Vere-street; about a quarter after eleven on the 8th of February at night, I received an alarm about this matter; I was called up to Mr. Smith's room, and when I got up Mr. Smith said to me this is the way we are robbed; I was very much alarmed seeing the trunk open, I did not immediately cast my eye on the boy, I soon perceived the

boy standing at the head of the bed; the trunk might be about three quarters of a yard from the bed side, or a yard at the farthest; there is just room for a person to walk between the bed and the trunk; I smelled the snuffing of a candle, and perceived the snuffing still burning; I went round the bed and took it from the pillow on which it lay, and put it out; I then observed laying on the bolster between the pillow and the boy, a pair of breeches and a waistcoat; I immediately ordered the waiter to go to the watch-house and fetch a constable; the constable came, and I gave the boy in charge; I asked him how he came into that room, for that he had no business there; he told me that he was very much in liquor; he lived in my house at this time, he is a servant to a gentleman in the Life Guards; I believe he had lived about a month or six weeks in the house, I cannot positively say; one of my maids will prove the state in which she left the room; she is here.

MARY STRONG *sworn.*

I was a servant in this Hotel; this night I was in the room, a little after eleven at night I turned the bed down, there was no clothes laying on it then of any sort; the trunk that belongs to Mr. Smith was shut when I left the room, I was close by it when I went round the bedside; it stood very near the bedside, I must have seen it if the lid had been open.

CHARLES HITCHCOCK *sworn.*

I was the officer of the night, I was sent for to Mr. Ibbotson's Hotel; the prisoner was given into my custody and some clothes, which I have got now; I have had them ever since. (Produced and deposited to.)

P

Prisoners.

Prisoner. A fellow servant of mine asked me to come up and drink a dish of tea with me; and I went there and I stopped there, till about ten o'clock, from that he told me that his matter was out, and that he was going to get an hackney coach to fetch him home; says I, I am going home; I will go with you, and we will have six-pennyworth of something to drink, so we did; and we went into a public house and we sat there about two hours, and we spent about two shillings, or half a crown in brandy and water, and I was very much in liquor indeed; so we left the public house at that time, and we went home to the Hotel and got a candle, from thence I was going up to bed, and in my going up to bed I was very much in liquor, I did not know where I was indeed; so I perceived I was in this gentleman's room, but I do not recollect any thing of taking the things out.

Court to Smith. Did he appear to be intoxicated?—He appeared to be sham drunk; to be affected drunk.

GUILTY. (Aged 17.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Baron THOMPSON.*

227. **ELIZABETH FRENCH** was indicted for feloniously stealing, on the 9th of January, three linen shirts, value 12s. a muslin apron, value 4s. a cotton shawl, value 12d. a muslin cap, value 12d. and a linen apron, value 6d. the goods of Lettice Walker.

LETTICE WALKER *sworn.*

I am a single woman; I am a lodger in Rosemary-lane; I lost some shirts and other articles, on Thursday the 9th of

January, the prisoner had been with me for five or six weeks, she helped me to do my washing; this day I was gone to St. Thomas's Hospital; I left this woman there, it was about ten or eleven in the morning; I returned between one and two; and I missed the things in the indictment, they were all left on the table, they were washed ready to carry home; they were sent to me to be washed, I have seen them since, I saw them on the Monday after, at the office, Lambert-street Gardens; Gardiner, the pawnbroker's boy, brought them there; the prisoner was taken up on Sunday morning.

JAMES GARDINER *sworn.*

I am servant to a pawnbroker; I produce two shirts, and three other articles.

2. Were they all pawned at one time?—No, on the 9th there was two shirts, and one white apron; the muslin apron was pawned on the 10th all the things were pawned by the prisoner; I had seen the prisoner before, I knew her; I have kept them till now.

WILLIAM CONNELL *sworn.*

I am headborough for the Parish of Whitechapel; I was sent for from my house, about the hour of eleven, on the 13th of January, and the prosecutor told me the linen belonged to one Carter; and she desired me to search the prisoner, to know what things she had on her; and the prisoner produced to the people of the house, five duplicates; I went to Carter's house, where this woman the prosecutrix lodges; the prisoner was there; I took the prisoner to the watch-house, and I brought her before the magistrate the next day, by ten or eleven o'clock; the duplicates were delivered up to me, Mr. Carter gave me the duplicates, and the prisoner acknowledged in my presence that she gave these

these duplicates to Mrs. Carter; she said she was very sorry for what she had done. (The goods produced and deposited to, and the duplicates compared with the pawnbroker's.)

GUILTY. (Aged 34.)

Imprisoned three months in Newgate and fined 1s.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

228. JOHN JONES was indicted for feloniously stealing on the 28th of June, one hundred guineas, the monies of John Pratt, John Watts and Matthew Lowden, in the dwelling house of Patrick Brady.

Indicted in a second COUNT for stealing the same monies, laying them to be the property of Thomas Holland.

Indicted in a third COUNT, laying it to be the property of James Foreman.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

229. JOHN TURNER and WALTER HAYCRAFT were indicted for feloniously stealing on the 23d of January, five glasses, framed in wood and cloth, value 3l. the goods of Robert Platten.

(The Case opened by Mr. Knapp.)

(The Witnesses examined separate.)

WILLIAM ASTLIP *sworn.*

I am superintendant of the watch of St. John's, Clerkenwell; I was on duty

on Wednesday morning the 23d of January, I know the prosecutor, Mr. Platten's premises, he is a coach master, he lives in St. John's Square; I believe it is called Badger-yard, it is a thoroughfare; I remember going by between one and two o'clock in the morning of Wednesday, I saw Haycraft come out of the yard; I did not know him before he brushed me as he came out; I don't know whether there was a moon or not, I had no lanthorn, there was a lamp opposite, I said good morning to you, and looked him in the face; I thought it was one of Mr. Platten's servants; to which he answered he was coming out presently. A few minutes afterwards I heard a rattle, I was just got into my watch-house in Berkley-street, not above one hundred yards from Mr. Platten's premises, though not in the view of the premises; then I observed Haycraft come past me, he was passing me before; I saw him, he was going from the premises of Mr. Platten; I knew him again well, it was a person with a short jacket on, he was very remarkable; Haycraft now is nearest to the jury; when I saw him pass the second time I did not know what was the matter, or else I should have stopped him then; a few minutes after John Turner was brought to the watch-house, and Turner confessed; I told him it would be better for him if he would impeach the others.

Mr. Knowlys. Where does Badger-yard lead to?—From St. John's Square, into Red Lion-street.

Q. This a thoroughfare through which any body may pass, is there any thing remarkable in a man's coming through there, it is free for any man?—It is certainly.

Q. You had never seen this man before in your life?—Not to my knowledge.

Q. This was between one and two o'clock in the morning; you dropped
your

your voice when my friend asked you whether it was a dark night?—It was not so very dark.

Q. Had it not rained that night?—I don't know.

Q. Recollect yourself a little, had it not been raining a great deal that night?—I do not remember.

Q. You can remember a man's face whom you had never seen before in your life, but you cannot remember whether it rained or not; I ask you whether it had not rained a great deal that night?—I do not recollect, I was not out all night, I will not say any thing about it; that was not the point I expected to be asked to.

Q. That was not the point you expected to be asked to; on your oath had it not rained a great deal that night?—It might or might not; I remember it did not rain in the morning when I went to fetch Haycraft out of his bed.

Q. Did it rain when you pretended you saw this man?—I cannot remember.

Q. What time was it you took this man Haycraft?—I believe it was about five when he was brought to New Prison.

Q. Are you the regular inspector of the watch?—I am.

Q. Are you so now?—Now I am here.

Q. Do you think that answer does you any credit?—Well, I am.

Q. Up to this time?—Yes.

Q. Have you never been discharged from that sort of employment?—No, I have been in it upwards of sixteen years.

Q. I asked you a little while ago whether it rained that night or no, and you could not tell you said?—I reckon after twelve o'clock it is morning.

Q. Have you thought I was talking about night only, between ten o'clock and

twelve?—It did not rain whilst I was walking about.

Q. There was no moon you told my friend. Can you tell us what sort of a hat the man had on?—He had on a round hat.

Q. You say he passed by you and brushed by you?—He did.

Q. You thought then he was one of the man's servants; you know you have been examined on this matter before; you told my friend he passed you a second time, on your oath did you say before the magistrate that he passed you a second time?—I don't know whether I did or not.

Q. You know you must have a better recollection of it the next morning than you can have now, a month afterwards, yet at that time of night on that view you venture to swear positively to a man's person?—Yes, I do.

Q. Yet you could not recollect the next morning to say he had passed you a second time. Did you search this man when he was taken?—No.

Q. Then you don't know whether he had any knife about him by which he could effect this purpose?—I don't know.

Mr. Knapp. So you have been sixteen years superintendant of the watch to the present time?—Yes.

Q. It is not your business to be out all night?—It is not.

Q. There was a great many rainy nights about the month of January and February?—There was.

Q. You say you are sure the prisoner Haycraft past you?—I am.

Q. You said in your first examination that you looked into the prisoner Haycraft's face, and there was a lamp opposite?—There was.

— JEFFERSON sworn.

I am a watchman; I was so on the 23d of January last; my watch-box is about

about twenty yards from Mr. Platten's gate; I could see Mr. Platten's gate from the box; I was close to the gate between one and two o'clock in the morning; Mr. Platten is a master coachman, it was Wednesday morning the 23d, Mr. Platten had a glass coach come in just at one o'clock, I went and lighted the coach in, and I fastened the great gate after him with an iron bar that turns round with a bolt on the inside; I got out of the wicket on the side of the gate, then I went to my box, I sat myself down and presently the coachman comes down and he gives me a penny for lighting of him in. In a few minutes after I heard the gate go moving backward and forward; I got out of my box and went close against the gate, then I saw John Turner and another man come out of Mr. Platten's yard; I knew John Turner, I did not know the other; I am sure the other man is not the man that I laid hold of with him; John Turner was coming out of the little gate, I walked along with them about twenty yards; I was afraid to take them in the narrow passage, and when they came out I sprung my rattle and collared them both; the other man struck me with an oath and ran away; I kept Turner, I am sure Turner is the man at the bar that came out of the yard, and another with him: from the time they came out of the yard I never was away from their side; I gave them all the good words I could, till I came to the place where I took them; I took them to the watch-house when I had taken them, and there I saw Mr. Aslip the last witness, then I went and called Mr. Platten up; then Mr. Platten and I went to the watch-house, and we went back together to the yard; Mr. Platten looked about and he clapped his hands together and said, God bless me, there is somebody has taken all the glasses out of the coaches; we found some glass close by the yard gate; we left the glass there,

and went to the watch-house. I went back again to the yard, and Mr. Platten put the glass in one of the coaches all night for safety; I can make no observation on the glass at all; I looked at him, and I said, they were very good glasses; that is all I know.

Mr. Knowllys. When you took Turner he went very quietly with you?—He made no resistance at all.

Q. The man that got away struck you?—His man strived to get away, and I paid him over the head with the rattle.

Q. Haycraft was not the other, or you would have known him?—He was not.

Q. If Haycraft had been at all coming out of that yard, you must have seen him?—I must.

Q. Did you search Turner?—I did at the watch-house, and found nothing at all on him.

Court to Aslip. How far might Haycraft be from the gate of Mr. Platten's when you first saw him?—It was as he came out of the gate of Mr. Platten's yard in Badger-yard.

ROBERT PLATTEN *sworn.*

We have heard that you are a coach-master living in Clerkenwell?—I do. In consequence of what happened I went to the watch-house on the 23d of January; I went afterwards to the Coach-yard, and I found the doors of the coaches open in the yard, and the tassels cut off; there were five glasses gone.

Q. What sort of glasses were these?—Plate glasses covered with wood and cloth. I went then to the watch-house again; I came back again and we looked in and found the glass in the yard close to the gates one or two of them, the wood was separated from the glass, and the glass was gone from the frame, the other was all packed together, only one separated from the frame, the others were whole; the tassels that draw them up were cut off, or else they could not draw them through.

through the frame of the door; I know them to be mine.

2. Did you examine the coaches to see how many were lost?—There was five, two pair and an odd one, and there was five laying down close to the corner of the gate, I put them in the bottom of a coach; we went after Mr. Haycraft; there were many went with links and flambeaus, we found him at a court in Liquor Pond-street, it may be near three o'clock in the morning; the other prisoner was with us, the other prisoner called him two or three times; we found him there and he was taken into custody, and I was very happy, and they were both of them taken to Clerkenwell New Prison; I got home to my premises about five o'clock, when I found the glass where I had left them in the coach.

Mr. Knowlys. Did you drive your coach that day?—I did not.

2. How lately had you observed these coaches from whence you lost the glasses?—I had seen one of them come in that evening, the first coach I looked at.

LEMON CASEBY *sworn.*

I am a constable; I was ordered by alderman Clarke to take this glass into my custody at the public office, in Hatton-garden.

Prisoner Haycraft. I was never near the place that night.

Prisoner Turner. I was rather in liquor and I went into Mr. Platten's gateway, as it was open, to ease myself, and I came out and this constable came up and stopped me, and searched me.

The prisoner Haycraft called nine witnesses who gave him an excellent character.

Both not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Recorder.*

230. **WILLIAM TURNER** and **THOMAS BROWN** were indicted for feloniously stealing, on the 23d of January, two hempen sacks, value 2s. eight bushels of barley, value 30s. the goods of Christopher Duncan.

(The case was opened by Mr. Knowlys.)

THOMAS PIERCE *sworn.*

I am a lighterman, a servant of Mr. Duncan's, he is a corn factor and lighterman; I know a barge of the name of Yarmouth, it was laying at the Hermitage stairs, on the Middlesex side of the river, within about twenty-five yards of the shore, there were two hundred quarters of barley in it. On the 23d of January, Wednesday, about a quarter after seven at outside, it was moon light, I went there with a little boy, I perceived the prisoners long side of the barge, they were in a boat, I had seen them before on the river, I cannot say I had seen them very often. When I came along I saw them take up one sack and hawled the cloth on the remaining part of the vessel; they lifted it to the skiff in which they were; the Yarmouth was about two foot and a half from the edge of the water; they could reach to the cargo of the barge standing in the skiff; they perceived me coming to the barge when they had lifted the sack into the skiff, and they shoved away; I said to the little boy, pull, and I held my arm out and lay hold of the skiff; I was about twenty-two feet from them when I saw them and I called to them not to heave them overboard, they had two in the skiff, but I only saw them actually take one; just as they had taken the two sacks and heaved them overboard, I jumped into the skiff immediately; the prisoner Tucker hove one overboard on one side and then he turned to get the other over, he could not get it overboard without assistance; I never lost sight of him from the time I saw him take one sack

sack from the barge till the time I saw them thrown overboard. I called to one Henry Hall to shove off; I then called out to him that they had been robbing the barges, he is a watchman to Mr. Duncan, he watches on the barges, but it was not in his charge then, he shoved off; we got into the skiff and Tucker made use of an expression, and asked what I could swear to? the words that he used were, buggar you, what can you swear to now? on this I and Hall secured them; they surrendered quietly; we put them in custody of the headborough.

Q. How far from the barge was it they threw the sacks overboard?—It might be twenty yards from the Yarmouth. I went to that spot the next day, somewhere about nine in the morning; Mr. Hall and Corsaint made a search and got the things.

Q. Whereabouts is the value of these sacks of barley?—I cannot say.

Court. Was there nothing but barley in that barge?—Nothing but barley, all Mr. Davis's.

Prisoner Tucker. I want to ask whether he saw me along side of the craft or not?—I saw them both.

HENRY HALL *sworn.*

I am a waterman, and watchman to Mr. Duncan. On the 23d of January and at about a quarter after seven, it was just low water, and I was shoving off to go and fetch the barge ashore to Mr. Henley's wharf, I mean the Yarmouth barge, just as I was going off Thomas Pierce called out to me, bear a hand for the barge is robbed; I did not see them rob the barge; I was in fight in a minute and I saw the two prisoners at the bar chuck the two sacks overboard; I cannot say I had not known them before; they never got away from me; I never was so far off as I am from you; Thomas Pierce stepped in first and I stepped in

afterwards; one of them, I don't know which of them, made that speech, what can you swear now? I cannot recollect which, I was all in a flurry, at that time the sacks were overboard; we secured them and delivered them to the headborough and went to the justice's with them the next morning before day light; I went to the spot, I reckon about a quarter after six in the morning; it was then low water and we found the two sacks, I and Thomas Corsaint, the sacks were full covered with water about ten feet; I grappled as near as I could to the spot and I found two sacks, and one of them with my master's name on it, the sacks were full of barley; they are here; I carried them on shore to the wharf and delivered them on the top of the wharf to Mr. Henley's wharf; the barley has been emptied and dried, because it would have spoiled; but the sacks have been in my possession ever since.

(The sacks deposed to.)

THOMAS CORSAINT *sworn.*

I went with the last witness to grapple for the sacks on the morning of the 24th; I did not see any thing that passed on the 23d; I found two sacks, I found them where the last witness described, they were full.

CHRISTOPHER DUNCAN *sworn.*

The cargo on board the Yarmouth was two hundred quarters of barley; all that is in the craft I am accountable for to my employer; we often borrow sacks, one of the sacks is my own the other was borrowed of Messrs. Duncan and Walker; I have no doubt that that is my property. The next day there were three sacks missing, but we have only found two, and since the 23d I have been robbed three times on the river.

Prisoner Tucker. I was going to give a man a cast on board of a vessel where this barge laid; after I took and shoved from

from the barge there was another in a boat that I pulled right outside in the middle of the river, that man there came along side of us, but I had nothing at all in the boat, nor did I take nothing at all overboard.

Prisoner Brown. We were not nigh the barge when this man see us, he came and stepped into the boat and drove on the shore; we don't know any thing at all about these sacks of barley.

William Tucker, GUILTY. (Aged 18.)

Thomas Brown, GUILTY. (Aged 20.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. RECORDER.

231. JOHN RUDDLE was indicted for that he, on the 9th of January, on Ann his wife, feloniously, wilfully and of malice aforethought, did make an assault and with both his hands and feet to and against the ground on the head, stomach, back, breast, belly and sides did strike, beat and kick, giving her the said Ann as well by casting her to the ground, as by beating her, several mortal bruises, whereof she instantly died, against his Majesty's peace.

Indicted in a second COUNT for the like murder on the Coroner's inquisition.

THOMAS RUDDLE *sworn.*

I am brother to the prisoner at the bar; I am a gentleman's servant; I knew the deceased, she was his wife, her christian name was Ann; I lived in the same house with them about a fortnight; I was in the bed in the next room very bad, at the time of the death of the prisoner's wife, it was Wednesday the 9th of January, between three and four o'clock, I heard the noise on the floor twice in the room next to me, as near as I could suppose it

was some body falling down; I don't know who it was.

Q. Did you hear any voice?—I did not.

Q. Do you know they were in the room?—They were both in the room; I know they were both in the room, when I heard the noise I went to the door; I got up as fast as I could; I did not say any thing, my brother told me as I was undressed to go back; then I went back and dressed myself, before I dressed myself Mrs. Baker came in and I followed her into the room where my brother and sister were; the deceased lay on her face, then Mrs. Baker she took her up and held her in her arms a good bit, and I held the child at the time.

Q. Did you at any time see or hear the deceased say any thing to her husband?—No.

Q. Do man recollect because from your deposition before the Coroner you seem to have forgot part of the story you told then. Do you remember any words that passed between the husband and the wife?—No.

Q. Do not you remember her saying any thing to him?—No.

Q. Do recollect; do you remember her saying any thing of this sort, that she would be damned if she would give it up with her life, and a scuffle ensued?—I do not remember.

Q. What has been your illness?—A fever.

Q. Do you remember Mrs. Baker saying any thing to the prisoner at the bar when she went into the room?—I I don't remember any thing about it; when I went into the room I know I took the child directly.

Q. Do not you remember Mrs. Baker saying something to the prisoner?—I could not hear any thing of that because the child cried so.

ANN BAKER *sworn.*

I live nearly opposite where the deceased lodged; my husband and the prisoner worked

worked together; the deceased came over to my place on Wednesday the 9th of January about twelve o'clock, and she asked me if my husband was come home to dinner? I said, no; she asked me if I knew where they were? I said, my husband talked of a fight in the morning and I take it they are gone there; so with that she asked me to come over to her place; I went over and had been some time in the room where she lodged, I went to order a pot of beer for she and I, so I had ordered the beer, and when I ordered the beer I see the prisoner was wheeling my husband in a wheelbarrow to the Brazen Head, a public house, they went in there; I take it they stopped about a quarter of an hour before they came; they had a pot of beer in their hand when I saw them, but whether they drank I cannot tell, I did not stop to see; so with that I came home and I was standing in the room of the deceased and the prisoner came home; I saw him come into the room; when I saw him coming along, I said to the deceased, here is your husband coming Mrs. Ruddle, you had better hide the beer; I sat at the window and she answered and said, no, he might think more of it if she was to hide it; so with that he came up into the room, and when he came I handed him the pot to drink, it was in the room up one pair of stairs, and he drank good health to me and good health to his wife, and he handed the pot to his wife and she took the pot; so with that she began talking to him, and asked him if he was not ashamed of himself to stay out so drinking and his poor brother so ill? he said, it did not signify talking to him he wanted some victuals; he asked her what there was for dinner? she said, salt beef and carrots, and if he could not make a meal of that he must go without.

Q. Was that said rather roughly?—I think it was; she checked him when he came in about being out drinking.

Q. This was said crossly to him at the time?—I think it was.

Q. When he came in was he in good humour?—Yes, he seemed in as good humour as ever I see him in in my life; so he went to the cupboard and he looked in; so whether he said he could not eat it I cannot tell, I sat opposite the window and I saw the man that had been drinking along with them, there had been a good many drinking together, the man lodges in our place; I see him and says to Mr. and Mrs. Ruddle, I must go and send my husband some victuals I see he can send for some; so I went down stairs and went over to my own place, and I cut some bread and meat, and I sent it to my husband to the public house; so with that I came down stairs and came out, and was going over to Ruddle's; so when I came down stairs a gentlewoman that is here, Mary Knight, says, Mrs. Baker you cannot think what an outcry there is with Mrs. Ruddle, I take it he is beating of her; I ran up stairs into the room directly and when I came up stairs he stood at the bed room door with the child in his arms; so I said to him, I am surprized at you Ruddle to get ill using of your wife, as I hear you are; so he said, he had not been touching of her; and I said, he must by what I had been told; he said, she began with him; I had a child in my arms and I laid down the child in the cradle, and I lifted her up in my arms, she laid on the floor with her face towards the ground; so when I lifted her up I said, Lord have mercy on me Ruddle you have killed your wife; I think he said, I hope not, she was only in a fit, and he said, I knew she was subject to fits.

Q. Was that so?—I have seen her in fits before, but not this time; so I took her in my arms and set her in a chair, and got hartshorn and water, and I thought if she was in a fit I would see and bring her too, and when I got her into the chair she made a very heavy sigh and

and looked up to me, and she never spoke nothing after that nor ever offered to move after, she never spoke at all; there was hartshorn in the house.

Q. Did the prisoner at the bar assist at all?—He did; he endeavoured to bring her too and took her in his arms, he got the hartshorn and rubbed her temples, and he seemed to take very great account and cried sadly over her, and tried a good deal to bring her to, and had her in his arms a long time, for half an hour, he took all the pains he could for bringing her to life again, and was very much distressed, and cried bitterly a good deal; so while he had her in his arms the hartshorn was all used, and I said, I would go and fetch the doctor, and I went for some hartshorn; I don't think I was gone above a quarter of an hour, and when I came back he had her in his arms the same as I left her, he was endeavouring to bring her to, and I asked him how she did? he hoped, he said, she was better; with that he desired me to take her into my arms, he asked me if the doctor was coming that I went for? I said, I don't know for I saw nobody but a little boy, and he said, he would tell his master to come directly; so with that I had been a little time in the room with him and his brother, and he took on very sadly and cried, and he asked me if I had any money? so I made answer and said, Ruddle I have got 6d. if that would be of any service, and he made reply, then he would have the 6d. and would go and fetch the hartshorn, and bring the doctor directly; and he went and I never saw any thing of him till I saw him at the justice's.

Q. Was there any blood on the floor?—No, sir.

Q. Did he appear to have used any instrument?—No, I saw nothing of the sort.

Q. Did you happen to see any marks of violence?—No.

Q. How many people attended her afterwards?—I cannot tell, there was so many; there was but one doctor, but the doctor's man came first, and the doctor came after, and the doctor's man blooded her before the doctor came.

Q. I believe she never recovered?—No.

Q. Now Mrs. Baker, you probably have known the deceased and the prisoner some time, how did they live together?—I never see them live any way disagreeable that ever I saw.

Q. According to your account he seemed to be in perfect good humour when he came into the room?—Yes, in perfect good humour as ever I saw him in my life.

Q. Was he fond of his wife?—Yes, as far as I know.

Q. How many children had he?—Two, one is two years old and the other is about a twelve month.

Q. Pray Mrs. Baker was any body in the room with you?—No.

Q. You saw the first and the last of it?—Yes.

REBECCA BISHOP sworn.

The prisoner and the deceased were lodgers of mine, they lodged in the first floor.

Q. Did you see what passed on this unfortunate occasion?—I saw nothing, but I heard, nobody saw but Ann Baker; the first that I heard was Mrs. Baker run down stairs after Mr. Ruddle came home, I got up and watched her home; I do not know what was the reason, but I did do it. As soon as she was gone, there was a strange noise upon the floor were the prisoner and the deceased were; it sounded to me like a fall and a blow, when I heard Mrs. Ruddle give an uncommon cry, I got up and took my infant in my lap, and went to open my door for to hear what was

was the matter, and just as I opened the door I heard Mrs. Ruddle cry out murder very fierce; when I went to the door, Mrs. Ruddle came down stairs and she went and stood at the door with the little boy in her arms; I looked at her and she looked at me, and she shook her head three times, but never spoke, and when she came by to go up stairs again, I asked her to walk into my room to stop a bit; she made me no answer, but shook her head and went up stairs, there was a child in the room, and she says to the child, I do not know who you belong to, and she took the child to put it down stairs, for it to go down stairs; he told her she was a damned lyer, she did know who it belonged to, and as soon as she got into the room there was the same noise as I heard before; there was a rumbling on the floor like falls, and a noise like blows; then I heard Mrs. Ruddle give an uncommon cry, I got up and opened my door, before I could get to the stairs I heard her cry murder; when I went up stairs I met Mr. Ruddle on the landing place; I asked him what he made such a noise and such a piece of work in my house for; I asked him whether or no he was not ashamed to use a poor woman so ill? he asked me, what business I had with it, what affair it was of mine? I told him if he made such a noise and riot in my house I would fetch a constable and have him taken up; he told me I might fetch a constable and have him taken up and be damned; he told me I should go down stairs, if I did not he would kick my backside down stairs; Mrs. Ruddle said, I should not go down, very fierce; at that time she was standing at a chair before the window, with one hand to her head and the little boy at her left knee, and he said, if I would not go into my own apartment he would kick me down, and he looked so spiteful and malicious, but having a young infant in

my arms to save the child I went down into my own room and shut my door, and sat myself down, I got a clout and put on the young child, in that instant, I was struck all with a cold shiver, directly on that I heard the same rumbling as I heard before; I heard a noise in the prisoner's room like falls and heavy blows, like that of people fighting; it was the same sort only louder than I heard before, and I heard Mrs. Ruddle call out Mrs. Bishop, she gave two cries more and I heard no more of her; and then I stopped a while and I heard Mrs. Baker come in, and I heard her say, damn it Ruddle what have you been doing; and I sat and listened a great while, and I could hear nothing of Mrs. Ruddle, and heard a great crying and walking about the room, but did not know what was the matter, and I went up and knocked at the door, Mrs. Baker was there, Mr. Ruddle opened the door and came to me himself; I asked him how Mrs. Ruddle was; Oh! he said, she was very well, she would do very well, she would come to presently; I stopped and talked to him a good while on the stairs, and asked him how he could use her so? says he, does not your husband and you have words sometimes? I said, yes, but not blows; he told me he should give her a beating no more; I asked him what he abused me so for? I had done him no harm; he asked my pardon and wanted me to shake hands with him; he asked me what I would have to drink? I told him nothing at all; I went down stairs and stopped a while again, but I could hear nothing of Mrs. Ruddle, Mrs. Baker was in the room all the time; I went down and stopped a while and I went up to the door again, and he came to the door himself again, by some means or other the door slipped out of his fingers as he went to pull it after him; I asked him to let me go into the room? and he said, no, she would do very well; I says, she

she looks to me to be dead, why will not you let me go into the room? he said, no, no, never mind she will do very well; I says to him, she looks to me to be dead, you have killed her, you have killed her, you have given her the death wound; he said, no, no, she will do very well; I went down stairs and alarmed the neighbourhood as fast as ever I could, in the mean time he changed his coat and hat and he came down, as I stopped at the door, and went down the street as unconcerned as if nothing had been the matter, and he walked down the garden and along the street, just as he used to do when he went to his daily work, Mrs. Baker came down the stairs and called me up, as soon as I entered the room I saw she was dead; I says, to Mrs. Baker, she is dead; Oh yes, she says; says I, have you sent for a doctor? says she, no; then says I, send for a doctor directly; I went down stairs and sent some little boy to the doctor; the doctor's man came, but I did not go up stairs to see any thing further.

Q. Have you had any conversation to day with any body about this?—No.

Q. Has any thing been read to you to day?—No, I am sure of that

Q. Has nobody read a deposition to you in the parlour nor in any room near this court?—No.

Court to Mrs. Baker. Was not some deposition read here to day?—Yes.

Q. Was the last witness there?—No, it was this good woman and me.

Prisoner to Mrs. Bishop. Whether I ever said that I would kick you down stairs?—Yes, to be sure you did.

Court. When was that Mrs. Bishop?—At the time he was abusing his wife.

Q. Was it when Mrs. Baker was in the room?—No.

MARY KNIGHT *sworn.*

I live at the next door but one to where the deceased lived, they lived at

No. 12, and I live at No. 10. On the 9th of January, between three and four in the afternoon I heard murder cry, and I opened the door and stood at the door, and I saw Mrs. Ruddle come to the window and opened the window, and the prisoner pulled his wife down with very great vengeance and he said, blast your eyes be you coming that again? then he went to the other window and he drew a curtain before it, then the room was still for a few minutes, I kept my standing, then I heard Mrs. Ruddle cry out again very terrible, then I still kept standing there and I saw Mrs. Baker go up, and I heard the room very still, then I never heard any thing more of it, then I saw the prisoner come down and I said to him, you have killed your wife Ruddle; he made me no answer but looked very wishful at me, and he got lower in the garden and I still kept saying, I know he has killed her; with that he said, hush, three times; as soon as he was gone I went up into the room and I found Mrs. Ruddle laying dead on the floor before the window towards the door.

Prisoner. Did you see me draw the curtain?—I did.

JOHN MACKINDER *sworn.*

I am a surgeon; on Wednesday the 9th of January last, as near five o'clock as I can guess, two boys came desiring I would go immediately to see a poor woman who had been having words with her husband and was either dead or in a fit; at that time I was in a conversation with a gentleman in the shop on some business, I desired my assistant to go with the boys and I would follow directly; after the assistant went I went after him, I found the deceased laying on the floor senseless and motionless without any symptoms of life whatever; the assistant had attempted to bleed her without any effect; on that I examined the body particularly

ticularly at that time to see if there were any marks of violence about the body, on examining particularly all over the body particularly the external part, I saw no appearance of violence there whatever, the only appearance I saw was under the chin where there was a little bit of skin grazed off; on enquiry I found that had been there for several days before.

Q. Did you examine sufficiently to see whether she might possibly die of a fit?—I saw no symptoms of her dying in a fit at that time, at that time I could not tell what had been the occasion of her death; there was no mark any where and no appearance of blood no more than on the apron from attempting to bleed her; at the time there was a conversation that she was pregnant, and I particularly examined the stomach to see if there was any mark in her stomach where there might have been a blow that would have occasioned an immediate suspension of life, but I saw none on the stomach, and the stomach was perfectly flat, no appearance of her being far advanced as I was told; I was ordered before the coroner on Saturday, and was ordered to examine the body, and I opened it, on examining the body at that time there was no appearance of violence any where on the body, except about the neck from ear to ear, and under the left ear a great fullness of swelling, a very great extravasation of blood. On opening of the body I found the whole of the viscera was in a perfect healthy natural state, both the thorax and abdomen, and she was not pregnant; on referring to the head and examining the scalp no injury at all, nor to the bones of the head, on opening the head and turning on one side the covering of the brain, the dura mater, there was a general extravasation of blood, there was a great extravasation of blood on the cerebrum and cerebellum.

Q. Now could you on the dissection of this head discover what was the occa-

sion of this poor woman's death?—No doubt it was that extravasation.

Q. How did it appear to you that that had been caused?—As if violent pressure about the neck had been used.

Q. Might it be done by a violent blow?—It was in consequence of violence but what sort of violence I cannot say, it appeared by violent pressure of the neck.

Q. Did you take any measure to find out whether it might be by a fit?—I did, there might be the same symptoms take place of a fit or a violent blow, or fall, but there would not be that great extravasation of blood about the neck.

Q. Then if I take you right any violent means, or any accidental means that might be the occasion of this rupture of the vessels might have had that effect?—Yes.

Q. And if the woman had died in a fit such would have been the appearance as they were now?—Possibly, though in a slighter degree.

Q. Did you happen to know the prisoner at the bar and the deceased?—I might know them personally, but never to my knowledge; I have only to observe, when I saw her on Wednesday there was no appearance of the blackness about the neck and of the extravasation; the pressure would not shew immediately, but it would some time after.

Prisoner. That day that this accident happened I had been out along with my fellow workmen having a little beer, and my wife had been drinking too, not with me; when I came home it was between three and four o'clock in the afternoon, Mrs. Baker was in the room and they were drinking some beer and they asked me to drink, and I drank, I drank both their good healths, and soon after Mrs. Baker went out of the room; in Mrs. Baker's absence I asked my wife whether we should have our dinners; she replied, no, where I had been to get my beer there I should go and have my dinner; and

and I replied, and said to her, why should you be angry you have been drinking a little as well as I have; she said that did not signify for I should have no dinner there; I was sitting down in the chair and words arose, she being angry with me she took the poker out of the fire and struck at me twice, and I asked her why she did that? for I said, I was not angry with her if she was not angry with me; she still kept the poker in her hand and I took hold of her by the arms, and set her down in the chair and begged of her to be quiet, and she got up again and I set her down in the chair again close by the window, and being rather intoxicated with liquor she alarmed the neighbourhood, which I had not meddled with her at all; she got up again and said, I should go out of the room I should not stop there; I replied and said, I should not go till I had something to eat; she came to me in the mean time and attempted to put me out of the room; I took hold of her again for to set her down in the chair again, and with attempting to set her on the chair against the window I shoved her beside the chair and the chair and she, and I fell all down together, the cradle stood close by, the rockers of the cradle caused the blow at the side of her temple; that is all.

GUILTY of man slaughter. (Aged 25.)

Imprisoned twelve months and fined 1s.

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

232. **MARY LEWIS** otherwise **GREENWOOD** was indicted for that she, on the 29th of January, being big with a male child, on the same day, by the providence of God, did bring forth

the said male child alive, and which said male child, by the laws of this realm, is a bastard, and that then not having the fear of God before her eyes, on the said male child feloniously, wilfully and with malice aforethought did make an assault in that she a certain piece of silk ribbon, value 1d. with both her hands about the neck of the said male child did tie, twist, fix and fasten, and the said male child with the same silk ribbon feloniously, wilfully and with malice aforethought did choke and strangle, of which choking and strangling the said male child then and there instantly died.

Indicted in a second COUNT on the Coroner's inquisition.

CHRISTOPHER LATIMER *sworn.*

I have only the ribbon to deliver that was about the child's neck.

MARY WILLIAMS *sworn.*

I keep the house; I live at No. 4, New court, Little Chapel-street, Westminster, opposite the Bluecoat school; the prisoner at the bar lodged at my house; I have known her about a year and a half if not more; she came to lodge with me as a servant out of place two or three times; she came to lodge with me the last time about three months before she was brought to bed to the best of my knowledge, she was brought to bed three weeks last Tuesday, she did not give up her lodgings all that three months, but she was away about half the time; she was brought to bed the 29th of January; I saw her the morning of that day, she breakfasted with me about ten o'clock, about eleven she went up stairs to her room, a one pair of stairs room; I stayed in the house all that morning, I was in the house from that time till it was half after three; I did not see any thing more of her only that I spoke to her about half past two, she was in her room and the door

door was locked, I tried it to go in, the man, that she says to me was her husband wanted to speak to her, his name is Thomas Lewis, he had called at half past two; on finding her locked in I called to her and asked her to come down, that her husband wanted to speak to her; she told me that she could not come; says she, I cannot open the door Mrs. Williams, I am naked, cleaning myself; I was at the room door while I had this conversation with her, says I, it is me my dear set open the door, and she answered me, Mrs. Williams, I cannot, I am naked, cleaning myself; with that I went down stairs and told the man she would be down presently, he waited a few minutes, I cannot tell how many, and I heard her unlock the door and call him, and he stepped up stairs within a step or two to the top, he did not go into the room; I did not see her at that time; I don't know what passed between them, they conversed the space of five minutes, then he came down stairs and walked out.

Q. Do you know whether she had come out of the room at that time or not?—Yes, she stood at the top of the stairs to speak to him, I heard her voice speaking to him there and saw his shadow on the wall of the landing place.

Q. Do you know what became of her after the man came down?—She went into the room and I could hear the door lock, this might be about three o'clock or something after, very likely there or thereabouts; I went out at that time for the space of ten minutes or a quarter of an hour to the best of my knowledge, when I came back she was down stairs in my apartment sitting by my fire, as near as I can guess it was about four o'clock, I found her sitting by my fire, when I came in I asked her why she did keep herself up stairs, and she told me she was very busy sewing; I told her she could not be at sewing work because her thimble was below, and she put her

left hand into her pocket and shewed me another thimble, and, says she, I have got another thimble in my pocket; I went out directly then about my business, I went out with my milk, I fell milk; I came home about half after five to the best of my knowledge, and she was sitting down at the same place then when I came back that time; and she drank tea with me about seven o'clock as usual, she called for a penny loaf and eat as before, there we sat and talked till about nine o'clock; we had a bed in the two pair of stairs room that we had not an opportunity to make in the course of the day, her room was one pair, this was two pair, I told my niece to go up stairs and make that bed, her name is Mary Williams, she went up and made the bed, and she came down as soon as she made the bed and asked me to go up into the one pair of stairs room; the prisoner was present with me in the lower room in my apartment, my niece did not tell me any thing but desired me to go up into the one pair of stairs room; I went up myself alone and opened the room door, my niece did not go with me she was very poorly, this room door was not locked at that time, that was the prisoner's room, and I was very much frightened to see the room all bloody all over, and I followed it to the closet in the same room, the door was not fastened in any place at all, the door had no hinges. I saw the child lay dead on the naked boards naked without any covering nor nothing, and his little head was in an old slipper of her's in a dark part of the closet; I returned down stairs very much frightened; I did not make any more observations on the child, and I said, what am I to do? what is this that is come to my house? and she asked me, Mrs. Williams, what is the matter? I says, O you brute, you ask me what is the matter, and you know what you have been about locking yourself up stairs.

all

all day, and she begged my pardon; she says, I beg your pardon Mrs. Williams, I could not help it I miscarried; miscarriage or not miscarriage I should know of it; for God's sake, says she, say not a word about it to nobody and I will take it away in the morning, and have it buried, and I will go to my uncle and be there; No, says I, not a limb of it shall go out of my house in that manner; then Mrs. Gibbs came down stairs and asked what was the matter? she is a lodger of mine; I told her there was matter enough with me, that woman had told me she had miscarried, but however, says I, she has got her dead child in the cupboard; with that Mrs. Gibbs answered, let me see the child will tell you whether it is a miscarriage or not; I took a candle and took Mrs. Gibbs with me up stairs, we went together into the room and to the closet, and the prisoner Mary Lewis followed us both up stairs, Mrs. Gibbs took the child up in her arms and turned its head towards the cupboard door; I could then see a ribbon about its neck; says I to Mrs. Gibbs, what is that ribbon about its neck? undo the ribbon; Mrs. Gibbs did undo it and I was present, and then the prisoner threw herself on the side of the bed and laid down, and I asked her what she put that ribbon about the neck of the child for? to draw it from me, says she; it was a slip knot and Mrs. Gibbs took hold of it in one end, and undid it, it was very easily taken off, it was tight about the neck, we could not see a bit of the ribbon about the neck it was so tight but the bow; I told her to take the child down stairs and take it to the fire and rub it; I thought to bring the child to life, and gave her a little brandy to rub it with; but when I considered how many hours the infant had laid it was impossible, but we had it to the fire and tried, but it was as cold as as clay; the trace of the ribbon was very

visible in the neck, and the skin was a little raised with the tightness of the ribbon on one side of it; it was a man child; with that we took the child up stairs from the fire and put it where we found it, I and Mrs. Gibbs, and laid it down as we found it; with that I had her put to bed; I told her to go to bed for shame of her; after I had her put to bed I locked the room door, she went to bed in the same room; I had asked her if she would take any thing, and I went down for a man midwife to look at the child.

Q. Before this had you seen any symptoms of a delivery besides the child?—Yes, it was in the pot along with the baby in the closet and an old rag of a pocket handkerchief with it.

Q. You mean the after burden?—Yes.

Q. When did you see the prisoner after this happened?—The next morning, I went up stairs and asked her if she would have something to eat, and asked her why she did not leave the child alive in some corner of the room for me, and if she had a mind to run away herself if she had left the child alive I should not care; I wish I had now Mrs. Williams, says she; whether she meant that she wished she had left the child alive or wished that she had run away, I cannot say.

Q. How came you to forget this before the Coroner?—I answered every thing they asked me.

Q. Did she say any thing about the birth?—She told me it was a miscarriage; I asked her whether she found the child was dead or alive with her? and she told me she believed it was alive in the birth; I went with that and acquainted the people at the office; I went first of all to a gentleman, Mr. Ashmole, in Petty France and told him what had happened and he went with me to the justice's office, Queen-square; she was in bed all this time in my house,

Q. There

Q. There was no restraint upon her all this time after the child was found. Did you lock her in the next morning?—I did not; the parish people came there about ten o'clock on Wednesday and the woman from the work-house was watching her all night.

Q. You had known this woman a good while, of course you must have had a good opinion of her?—I had a very good opinion of her, if she was a sister of mine I could not have a better opinion of her.

Q. Perhaps she had before this time communicated to you that she was with child?—Yes, she agreed with me to nurse her for the month; she told me the first time she came she was married and with child, and since she came to lodge with me she told me that she had an uncle in Bond-street and kept a public house, who had promised to send her three sacks of coals for her laying in and a sack of wood, and she told me that a relation had promised her all the baby linen, but she never brought none to my house; I saw her working at a bit of a shirt and a cap, I asked her whether she was doing her baby linen? she said, yes, my baby linen is at a relations, this is nothing but to amuse me.

Q. How long was it before she was brought to bed you see her at work about this shirt?—About a month or more I had seen such a thing in her hand; but she told me her baby linen was at a relations.

Q. From her coming to you she made no secret that she was with child?—She told me she was with child, and she told me she was married, and I was to take care of her during her laying in.

Q. That was agreed upon?—It was.

Q. What was to be done with nursing of the child?—She told me she would never suckle herself, nor no woman living should suckle her child; I was telling of her one day of bringing something

for the baby's use; she used to say, don't you fear I shall have every thing that I want for my baby in time; says she, I shall not lay in till the latter end of February; she was going on in my debt, telling me she had a yearly income and the writings were in Mr. Montague's hands; she said, she had 15l. a year; she told me the Wednesday morning after she was delivered that she was not married.

MARY WILLIAMS *sworn.*

I am the niece of the former witness; I live in the same house with my aunt where Mary Lewis lodged; Thomas Lewis who the prisoner called her husband came in about half after two, on the 29th of January, and he wanted to speak with Molly, as he called her, my aunt answered him, she was up stairs ever since breakfast, my aunt told him to come in and sit down, and my aunt went up stairs and told her that Lewis wanted to speak to her; I could hear my aunt trying to go in, but the door was locked, and my aunt told her to open the door, and asked her what did she lock the door for? I heard her speaking these words, I cannot because I am cleaning myself; and my aunt came down and told Lewis that she was a cleaning herself, and would be down by and by; she was not very long in the room and I heard her come out of the door and shut the door after her, and called to Lewis, if you want to speak to me come up; she stood on the landing place; Lewis went up and spoke to her; he was there about five minutes; I don't know what they were saying, I did not hear that at all, but he returned down stairs and went out, and my aunt went out to fetch her milk home, and in the time that my aunt was out she came down stairs, and I was sitting with my face towards the window sewing, she came by me and sat down in the corner by the fire; I asked her what she

she had been doing up stairs, and why she did not come down and keep me and my child company? I have been sewing, says she, very busy about it; that was the very words; and I said, your thimble is here; she told me she had another thimble in her pocket; I said, I thought you were ill or something; no, no, says she, I was not ill, when I am ill I will let you know fast enough; I was in the room down stairs by the fire; my aunt came home about half past five o'clock, and she drank tea with us about seven as usual; about nine o'clock at night we had a bed in the two pair of stairs not made, my aunt told me to go up and make the bed, so I did, as I was going up I saw a stain in the landing place where she stood to talk to Lewis; as I was coming down after I had made the bed I turned into this room, and the room was all over of the same.

Q. What kind of stain did it appear to be?—Blood; I went no farther I was so poorly; I went then down stairs and I told my aunt to go up the one pair of stairs room; what for? says my aunt to me, is the woman's coals coming? no, no, says I, go up stairs and see what is coming; and my aunt light a candle and went up stairs; I did not go with her; while my aunt was gone up the prisoner never spoke a word to me, nor I to her; my aunt returned down, there was nobody with her but herself; O God! what is this that is come to me in my house? says my aunt; and the prisoner made answer, what is the matter Mrs. Williams? and my aunt said, matter enough, what have you been doing up stairs? how can you ask me what is the matter? and she said to my aunt, I beg your pardon Mrs. Williams I could not help it, I have miscarried; my aunt answered her and said, miscarriage or not miscarriage, you should have let me know; she told my aunt to say nothing about it that night and she would take it away in the morn-

ing, and have it buried, and she would go to her uncle and be there; my aunt said, not a limb of it shall go out of my house in that manner; Mrs. Gibbs came down stairs at this time and asked my aunt what was the matter? I fell in a fit at seeing what I did up stairs, and my aunt told Mrs. Gibbs that that woman said that she had miscarried up stairs; Mrs. Gibbs says, let me go up and I will tell whether it is a miscarriage or no; my aunt and Mrs. Gibbs went up and the prisoner followed them, and I followed her up stairs; my aunt and Mrs. Gibbs went to the closet and I was at the closet door, and I saw the child laying there before they took it up, and Mrs. Gibbs took hold of the child and took it up, and my aunt said, what is that ribbon about the child's neck? I saw the knot on the left side, and Mrs. Gibbs undid the knot directly, for my aunt told her, and they carried the child down stairs and had it in a flannel by the fire; the child was so cold it was all in vain, and then they carried it up again and put it down in the closet where they found it, and came down stairs both of them, but my aunt put her to bed first, and we went down stairs and my aunt locked the room door after her, and my aunt went out for a doctor, but the doctor could not come that night; I looked at the child after the ribbon was taken off and the track of the ribbon was in the child's neck.

ELIZABETH GIBBS *sworn.*

Q. We understand that you went up stairs this night to examine the room, who did you go up with?—With Mrs. Williams, and I saw as fine a child as ever I set my eyes upon in the cupboard with its head in an old shoe; I put my hand on its left shoulder and I thought then that I saw its right foot wag, that made me cry out to Mrs. Williams, bring me a flannel for I think it is alive now; I observed

I observed a great deal in the cupboard ; I took the child up, Mrs. Williams said; what is this ribbon about its neck Mrs. Gibbs? I laid hold of the ribbon at one end and off came the ribbon ; I gave it a good hard pull ; we carried the child down stairs in a flannel and we rubbed it by the fire ; I could observe no life in it, but it was very black about the mouth, and looked to be a blow on the temple ; I carried it up stairs again, and I put it where I took it from as I found it was dead ; I said, I will take care of the ribbon and I gave it to the Coroner, and I received it of Latimer now ; it is a silk ribbon.

MARGARET GARRAT *sworn.*

I was one of the women sent from the work house to take care of the prisoner ; I searched her pockets and I found two little shirts and two little caps ; the prisoner has got them herself ; I found them of my own accord.

ANN STEWARD *sworn.*

I was the other woman sent to take care of the prisoner ; I was present when Margaret Garrat searched the prisoner ; I see her find the things she has mentioned in the pockets of the prisoner ; I know them to be proper things for a young child.

FRANCIS MOSELEY *sworn.*

I know the prisoner, about ten weeks ago the prisoner lived with Mr. Trevers as a chair woman ; I was an assistant to Mr. Trevers as an apothecary ; I asked her once what time she expected to lay in ? she said, in eight weeks ; I asked her if she was going to stay with us in the situation of a servant ? she said, she could not as she had not above eight weeks before she expected to lay in ; I enquired what she meant to do with her infant ? it was one afternoon while we were at tea ; she said, to put it out

to nurse and to procure herself a situation as wet nurse ; she was only there till we were supplied with a constant servant ; she slept in the house while she was there ; there was no concealment whatever.

— LINN *sworn.*

I am a surgeon ; I live in Parliament-street. On the 30th or 31st of January I was desired by the Coroner to examine the body of the child, previous to the Coroner's sitting ; I found an evident mark like a ligature about its neck, and a slight excoriation, as done by the ligature ; I opened the body ; I found the lungs had contained air, having been partially inflated ; the blood vessels about the neck and heart were particularly turgid and full ; I did not open the head, if the child had breathed it must have been a very short respiration ; if it had breathed at all it must have been very short.

Q. Was it possible for the lungs to be inflated to such a degree without the child having some degree of breath ?—I should think not.

Q. Had not the breath which it might take in the act of delivery be sufficient to inflate the lungs ?—It might most assuredly.

Q. And yet the child die instantly ?—It might. I went up to the prisoner and told her that I understood there was a ribbon found about the child's neck ; I wished to know of her what was the reason for applying it ; she said, she applied it to bring the body of the child from her ; she found herself in great pain and that it stuck at the shoulders ; she was pulling for about ten minutes before she could get it away from her ; the child was remarkable large and it appeared to me that she could not have got it away without some such assistance. I am not a practitioner in midwifery, here is a gentleman here who can speak better to that point, he is the man midwife to the parish ; but that is my opinion of the matter.

Q. Now

Q. Now, sir, supposing this story to be true, suppose the child had been some time stuck by the way, by the shoulder, before she applied the string, might not that impediment suffocate the child?—In my opinion equally so.

Q. So that the child might be suffocated in the delivery before the application of the string?—I believe it frequently happens.

— GRAVES *sworn.*

I am a man midwife employed by the parish; I saw the child, and a very large child it was, prodigious large over the shoulders, and when the child sticks so it stops the circulation between the mother and the child, and destroys the child ninety-nine out of an hundred.

Q. Was it likely it would be the case with this?—I have no manner of doubt.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron THOMPSON.*

233. JAMES BOYLE was indicted for that he, not having the fear of God before his eyes, but being moved and seduced by the instigation of the Devil, on the 18th of November last, on William Calland, feloniously, wilfully and with malice aforethought, did make an assault and with a certain gun, value 5s. loaded with gun powder and leaden bullets, which said gun he in both his hands there had and held to, at and against, and on the said William Calland shot off and discharged, and that he with the said leaden bullets then and there did strike, penetrate and wound the said William Calland on the left shoulder, giving to the said William Calland so shot, on the left shoulder two mortal wounds, each of the depth of three inches of the

width of half an inch, of which said mortal wounds the said William Calland, from the 18th of November to the 27th of the same month, did languish and languishingly did live, on which said 27th of November the said William Calland did die.

Indicted in a second COUNT for the like murder on the Coroner's inquisition.

SARAH MILLS *sworn.*

I live in No. 2, Tabernacle Walk; I am a servant. On the 18th of November about five or ten minutes after nine I came out of my own house, which is the second door from Tabernacle-row; when I came to the corner of the Row I saw the patrol before me; I went on a few yards and I heard the voice of a woman say, stop that man, he has got my bonnet; a man ran by me, I turned about to see what it was and I heard the patrol say, damn him I will shoot him; and the piece went off.

Q. How far had the man got from the patrol?—I cannot tell.

Q. Was the prisoner the patrol?—I don't know; I know it was the patrol that fired; but I don't know the prisoner to be the patrol; I saw the patrol stoop and he appeared to pick up the bonnet from the ground and gave it to the woman, and he says, Mistress, here is your bonnet, I have got the bonnet; and she said, thank you.

Mr. Knowlly. This was in a place not thoroughly inhabited?—Yes, it was.

Q. It was one of the new streets?—It was.

Q. Now within half a dozen yards from where the man was shot it is all new buildings, uninhabited houses?—I cannot pretend to say that the man was shot because I did not see him shot; I did not hear the man was shot till the next morning.

Q. They

Q. They are almost all uninhabited?
—A great many are inhabited.

Q. Close by there are a great many uninhabited buildings?—Yes, there are.

Q. Is not there a great many robberies committed in that neighbourhood?—There is; there was a robbery committed there since then.

Court. What was the words he used?
—Damn him I will shoot him; but I rather think he attempted to stop him, but in my fright I cannot say.

DANIEL JONES *sworn.*

I was told that this young man was shot, in consequence of this I went to Bartholomew's Hospital and there I found him; I believe he was shot on Sunday night the 18th of November, and the Tuesday following I went to him, to the best of my knowledge, and we found him in Queen's Ward, his father was with me, and his father asked him how it came to happen; he said, that he came to a new public house near Tabernacle Walk, and a woman of the town and he had some crank, gin and water; on this he said, that he was there and when he came out he heard this patrol, who is the prisoner, cry patrol; this woman went up to him and said to the patrol, this man has got my bonnet; has he? says he; then he pointed the bayonet at him, and he ran away being frightened at the bayonet; on this he said that he ran very hard; I understand that he was rather deaf of hearing; on this he said that he ran near an hundred yards before he dropped; we begged of him to tell us the truth for the physicians had told us his life was in danger and he could never recover.

Q. Was the deceased told that he was in danger?—Afterwards we told him the next day, for the physicians had told us that he was so; he said he ran away being frightened, and in about an hun-

dred yards he dropped; in consequence of this we went to the neighbourhood to see if we could learn any thing of this transaction, at last we found one Mr. Mills and he told us he knew and had seen every thing transacted of it, and we went to the sister and she told us; on this we made particular enquiry whether there was any alarm of murder. Also the Sunday before he died he declared that was the truth that he had said to us.

Q. Did he say any thing to you about the bonnet?—He observed one time to the nurse that she threw her gown over her head when he saw the patrol and the bonnet dropped.

Mr. Knowllys. Mr. Jones what are you?—I belong to the India House.

Q. Do not you act as an attorney in this business?—I do not.

Q. Have you never represented yourself as acting in this business?—I never did.

Q. Did you attend the Coroner's inquest on this occasion?—I did.

Q. The Coroner's jury who heard all this deposition, I believe, brought it in this was justifiable and inevitable homicide on the part of the man?—We were turned down and knew nothing what was brought in; for any thing I know the jury brought him in guilty of shooting him.

Q. Do you mean to stick by this answer? have you never heard that the jury brought it in justifiable homicide?—I don't know the terms of the law in that. The prisoner was not taken up till after he was at Hounslow Heath; there were four bails against him and they never surrendered him up.

Q. On your oath did not he attend the Coroner's jury himself?—I cannot say; I never saw him but once and that was before the Lord Mayor.

Q. You

Q. You never learned what was the verdict of the Coroner's jury?—I understood that they brought it in not guilty of murder, but of shooting.

Q. Did not you ever make any enquiry what the verdict was?—No, we were ordered to prefer a bill before the Grand Jury.

Q. By whom?—By different opinions of different people.

Q. You swear you was ordered to attend the Grand jury and prefer a bill of murder against him?—The father-in-law was advised to do so and I told him I would attend and give my evidence.

Q. Do you take that to be an order?—Mr. Shelton drew out the bill or his clerk.

Q. Did any man ever order you to attend the Grand jury to prefer a bill of indictment?—We had a just right to get justice done; the prisoner was under bail of four men of forty pounds each; he was bailed before the death of the man.

Mr. Knowllys. Now we must go gently on with you?—If you please.

Q. Then they bailed him with four men in forty pounds each that he was to surrender if the man died; then he was to appear before the Coroner's jury?—I supposed that the bail ought to bring him there.

Q. Now on your oath did not you hear that the Grand jury had acquitted him, and that therefore you advised the father-in-law to indict him for murder?—I did not, we were advised to come before the Grand jury.

Q. You was advised to that?—I had not a doubt but I should go before the Grand jury, I was compelled to it because there were subpoenas given.

Q. Did you advise the father-in-law to indict the man, yes or no, for murder?—I cannot charge my memory, it is three months ago; several of us did; I might say prefer the bill before the Grand jury.

Q. Did you or did you not, on your oath?—I might for what I know, but I think to the best of my knowledge I did not; I cannot answer.

Q. You do not think you did?—I have told you as I told you before; I cannot take on me to say; we were advised in different companies to do it.

Q. Who took out the subpoenas?—Mr. Cummins the prosecutor.

Q. How long after the Coroner's jury had sat.

Q. When did you prefer the bill for murder?—The very next sessions.

Q. When did the Coroner's jury sit?—On the 28th of November.

Q. Then you was not at all bound over to prefer a bill of indictment? how came you to tell me you was ordered to attend the Grand jury?—Ordered or not ordered we were advised.

Q. I ask you again whether you was ordered?—No further then we were advised; who could order us, we were advised but not ordered.

Q. How came you to swear that you was ordered to go before the Grand jury? then you was never ordered?—By no authority.

Court. You come here to speak to expressions, and you therefore ought to be accurate in the expressions you use; was you examined before the Coroner?—We were examined before Mr. Shelton, I think there were a few questions asked.

Q. And your examination taken down?—To the best of my knowledge Mr. Shelton might; I did not sign any thing, I believe he would not hear but very little what I had to say, because he said I was not present when the man was shot.

Q. Did you hear a man of the name of Cropwell and Black examined; they were not present when the man was shot, he heard them?—Mr. Shelton asked them who ordered them to there? and they made answer that the bail had ordered them; that they found we had the

the runners to take this man up; Mr. Shelton advised the father that it would be only throwing his money away to prosecute the man.

Q. Was you present then?—I was.

Q. Why did you begin with saying you was ordered?—He was not taken up on the Coroner's inquisition at all; I did not see him there.

Q. After the Coroner had brought in their verdict you did not enquire what it was?—I was told afterwards that it was brought in guilty of shooting, but not of the murder.

Q. Did you subpoena all the witnesses that were examined before the Coroner?—We did not know of it till two hours before the jury sat.

Q. You say you was compelled by being subpoenaed to give in evidence before the Grand jury. Did you subpoena all the witnesses that were before the Coroner?—No, only Sarah Mills and I, and another witness; they were all subpoenaed but the doctor, who could not be found.

Q. Then you meant to say that the other witnesses who were examined before the Coroner, where subpoenaed before the Grand jury?—Yes, the two were; Mr. Cummins subpoenaed.

Q. Were all the witnesses subpoenaed?—There were several witnesses examined before the Coroner in favour of the prisoner, but not in ours.

Q. What have you to do with it; is it your cause?—No, it is Mr. Cummin's cause.

Q. Why did you make use of those words, our cause?—It is an error in judgment no doubt.

Q. Upon your oath did not you go before the Grand jury of Middlesex first, and did they not throw out the bill?—I almost undertake to say it was not drawn up.

Q. Do not you know there was a bill preferred in Middlesex and thrown out?

—No, I believe not on my oath, to the best of my knowledge.

Q. Did not you say at some time of the last sessions that you would give such an oath as would do that man's business?

—No, I never did to my knowledge.

Q. Do you know Mr. Hedge?—No.

Q. Mr. Moody?—No.

Q. Mr. Roderick?—No.

Q. Have you never said that you would give such an oath as would do that man's business?—No, never to the best of my knowledge; I might have said that I would do all my endeavour to take the prisoner, but never to say that I would do for him, to any person whatever.

Q. Have you never declared to any body that you would make such an oath as would do the prisoner's business, or words to that effect?—I will take my oath that I never said that I will do the prisoner's business, but I would do my endeavour to take him prisoner.

Court. Did you never say words to that effect?—If I was to die this moment to the best of my knowledge I never did.

Q. It is a fact which you must recollect?—I cannot, if I knew that I had said so I would acknowledge it; I positively do not think that I ever said such a word.

— GALE sworn.

I came on account of the young man, the deceased; he worked for me and boarded with me and lodged with me; I know nothing of this transaction.

Court to Sarah Mills. Did you prefer a bill of indictment at Clerkenwell?—I don't know what you mean by preferring a bill; the man's father was there to file the bill, but they would not file the bill; the man's father that was shot went with me and nobody else that I recollect.

JAMES

JAMES YOUNG *sworn.*

I live in Whitfield-street, Tabernacle Walk, No. 19; I had been out on Sunday evening and returning home I found the deceased laying in a sad situation, near about half past nine to the best of my knowledge, he was laying at No. 4, Friendly-place, at the steps; I thought that the man really had been in liquor; I then knocked at the inhabitants door the deceased laid at, and they brought out a candle; I examined the man and I found he was speechless, for some time I could not get any thing at all out of him, so then I said to the inhabitant, it was a pity the man should lay there in that situation; I supposed the man had been in liquor and had had a fall, and hurt himself; immediately some blood came out of his stomach; I then said, to the inhabitant that lived at the house where the man then laid at the door, it was necessary that that man should be taken care of supposing he had been in liquor and hurted himself by some means, directly hereupon the gentleman at No. 3, says, do you know any watchman that will take this man away? I said, I dare say the patrolle is on his duty I will go and desire him to take him; when I came into the street the patrolle was crying his round as usual; I then said, Boyle, I want you, he immediately made away to me, and crossing the street he told me, master I have shot a thief; well, says I, what did you do with him, have you taken him; no, sir, says he, he has got away; says I, I have got a man that lays in a shocking situation in Friendly-place; it is about two hundred yards from where the man discharged the piece; I then said to the patrolle, there is a man

laying in this court perhaps it may be the man you have shot at; do you know the man? he said, no, he should not; it was a very dark night to the best of my remembrance; then I asked him where he had shot him? he said, if I have shot him at all I have shot him in the legs I believe; says I, come up along with me and we will go and look at the man's legs; I examined the man's legs and I found the blood to drop out of the band of his breeches; then the patrolle asked him if he had been shot? he said, no; that was repeated twice to the best of my remembrance, and he twice denied that he was shot; in about ten minutes we asked him again; he said, O damn that person that has led me into this error; to the best of my knowledge he then asked him if he had been shot? he immediately said, O! says he, I am shot in the back; directly when we found the man was shot, the inhabitant charged the watch with him, suspecting him to be the thief; I then applied to two of the watchmen and the watchman going past took him; he did not approve of the watchmen taking him, he wanted to go in some public house; says I, my friend if you want any thing to support you I will get you something; I went into a public house going past and brought him out a drop of gin, and gave it him and he drank; then in going from that public house to the watch-house he kept still in the same mind, he did not want to go to the watch-house; we went to the watch-house; I spoke to the constable of the night and when they put him in they found the wounds where over the left shoulder; then I said

[The remainder of this trial in the next part, which will be published in a few days.]

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 20th of *February*, 1793, and the following Days:

Being the THIRD SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*;

And Published by Authority.

N U M B E R I I I . P A R T I I I .

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[PRICE TWO SHILLINGS.]

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

Continuation of the Trial of JAMES BOYLE.

to the constable of the night, it was proper the man should have a surgeon to examine his wounds, suppose he was a thief; the constable of the night immediately applied to a surgeon and examined the wound, then my lord I left the watch-house, and saw no more of him till two or three days afterwards, I went to the Hospital and he said, it was some boys that took off the bonnet, and he took it away from the boys.

Q. And did he say any thing about a bayonet at his breast?—No, he did not.

Mr. Knowlys. I believe this place where the patrol stood on guard is a place much infested with robbers?—There is scarce a week but there is some robbery committed.

Court. Did Jones attend the Grand jury?—He did.

Q. Was he examined?—He was.

Mr. Knowlys. I believe this place has a good many uninhabited houses about it?—It has.

Q. Of course it requires a very active patrol. This wound was not received in front it was in the back?—It was.

Q. The man was discharged by the Coroner's jury?—He was.

Q. Was it a secret at all thereabouts that the Coroner's jury had acquitted the man?—This Jones stood by the side of me when the jury brought it in that the man was accessory to his own death by running from justice.

Q. Jones must have heard that?—He certainly must.

Q. Was you subpoenaed to attend the Grand jury?—I was not.

Q. This is nearly about the same spot on which Goodall and Mayo committed the

the robbery. What is the character of the patrol, is he a malicious man?—I always found the man to be a very just dealing man; he was always very civil indeed; I actually do think he was fit to be trusted in his station.

JAMES CROPWELL *sworn.*

I was subpoenaed before the Coroner's inquest, and I gave in my testimony to the Coroner; I was along with my brother beadies; I did not take him to the Hospital, Mr. Black did; I went on the Sunday following, I asked how the deceased did? I was told he was very poorly, Mr. Black went to him first and spoke to him, and asked him how he did? he said, very ill, and asked what was the occasion he was shot? says he, I had been near an hour at Whitefield's Tabernacle; he said, that he had met with a young woman and she and he agreed to go together, after they had agreed to go together, she refused going with him; then says he, I snatched away her bonnet from her and ran away, and I ran such a way that I thought no watchman would meet with me.

Q. Mr. Cropwell are you sure that he made use of these expressions?—I am positively sure; I communicated the sentiment to the employer of him that very night.

Mr. Knowlys. Did you think any body could be ignorant that the man was acquitted by the Coroner's verdict?—I should think not.

JAMES BLACK *sworn.*

I am the beadle of St. Leonard's, Shoreditch. On Sunday the 18th of November last, between the hours of nine and ten I was sent for, the watchman informed me there was a man had been shot and carried to our watch-house; accordingly I attended, when I came there there was a gentleman of the name

of Wilson, he had examined the man before I came and advised him with all expedition to send him to the Hospital; accordingly I did; I sent him to St. Bartholomew's; the next morning I met the houseman and the officer taking the prisoner before the justice; he said to me, the man that was shot last night is now dead. We came near Mr. Hedge's house, and I thought proper to acquaint him with the business; the man was not dead; I went to the Hospital the Sunday following and told the sister of the ward I would be glad to see Mr. Calland; she gave me a candle to go to see him, and he told me that on the Sunday before he was coming along by the Tabernacle that he met with a woman, that he snatched the bonnet off her head and run away; that the woman called out stop thief; that he was stopped by some body; with that he said, that he had passed the patrol, and the patrol said, if he did not stop that he would fire; he said, that the patrol attempted to stop him, but he got by him; soon after that the patrol fired, and that when he shot him he did not know that he had more than stunned him, and that he ran down Friendly-place, about three hundred yards from the place where he was shot; he denied telling his name; when I first sent him to the watch-house he gave me two or three different names.

BIRD *sworn.*

I am a Merchant; I found the deceased at our steps; I did not hear any thing pass.

JOHN JONES *sworn.*

I am surgeon at St. Bartholomew's Hospital; this man was brought into the Hospital on Sunday evening, with two wounds, between eleven and twelve, there were two wounds on the back part

part and they proved mortal, and he died on the ninth or tenth day afterwards.

Not GUILTY.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

234 MARY JACOBS was indicted for feloniously stealing, on the 4th of February, a woollen cloth jacket, value 6d. a pair of cloth trowsers, value 6d. a linen shirt, value 6d. a brown holland pinbefore, value 6d. a pair of cotton stockings value 6d. a pair of leather shoes, value 3d. an hat, value 6d. the goods of Thomas Vaughan.

THOMAS VAUGHAN *sworn.*

I lost a child and I found it again; I live at No. 35, New Street-square; the child is four years old last September.

MARY VAUGHAN *sworn.*

I am the wife of the last witness; I sent the child on an errand the 4th of this month, into Holborn, at half past ten o'clock Monday morning; he was four years old the 4th of last September, it is a boy; I sent him out and I never saw him nor his clothes till the Monday following, at a quarter after nine o'clock at night; I had sent the child to the Coach and Horses in Holborn for a whip for his father; he had been at the house a great number of times, he had been there twenty times by himself; the prisoner at the bar she brought him home; I did not take the child in myself, a witness that is here took the child in; I cannot repeat the words that she said when she came, but there is a person here that can; she was in my house an hour and a half; she said, that she had brought the child home, and she brought it all the way

from Windsor, and she found it at the Duke's Head in Prescot-street, Windsor; I had advertised the child three times and give hand bills about; I had mentioned where to bring the child to; when the child was brought home it had on the clothes it went away in, set aside the shoes; she said, she had got a husband and child, her's was nine years of age, and this child she took from a public house to play with her child; and she said, the child told her his name and number where he lived the day she took him, but she did not know where New Street-square was, and that he told her his father was a coachman.

JOSHUA EARLY *sworn.*

I am an independant man; I live at Colnbrook; I happened to be drinking in a public house when this woman brought the child in last Tuesday fortnight, I think it was the 5th, between the hours of twelve and two, as near as I can say, at the Star at Colnbrook, and the prisoner brought the child in from the public tap room; I asked the woman how she came by this child? she told me it was her own child, and it had got a good father to maintain it, and the father and the child lived either at Wardage or Wallingford, which I cannot say; I looked upon it from the Tuesday to the Saturday; that I lived there, as her own child; she came on the Tuesday and I came away on the Saturday following; she lodged all the time at the woman's that keeps the public house; the person is here that kept the house; I believe the prisoner used to travel with the basket and sell divers pedlary ware, and handkerchiefs, and waistcoat pieces; during the time I used the house she behaved well to the child, used to ask the child if it was hungry, will you have some bread and butter? she used to call it Jacky and my dear.

2. Pray

Q. Pray what name did she go by?
— I used to call her always Betty, I thought that was her name, by hearing other people call her Bet.

Q. Pray, sir, what are you?—My name is Early.

Q. How do you earn your livelihood?
— I live on what I have got, I live entirely on my means.

Q. Do you follow any business at all?
— I did.

Q. How lately?—Within this two months; I have been a farmer, I rented a farm under the Earl of Buccleigh; I came up to town with a view to take a yard and stable.

Q. Pray, sir, how long have you known the prisoner at the bar?—I believe it is two or three months.

Q. How long have you known her?
— Upon my honour I cannot tell you.

Q. Have you known her a twelve month?—No, my lord.

Q. Where did you first know her?—At this woman's house where she first brought the child; I have only known her at this public house.

Q. Have you seen her often there?
She has been divers times.

Q. Have you seen her often there?
I have different times.

Q. Many times?—I cannot say.

Q. Twenty times?—O yes, she was with a man that she called her husband, and it was her husband; I have seen her at the house; I know no more about the woman.

Q. I suspect you do know more about the woman?—But I am sure I don't.

Q. When did you first know her using this house. How long ago?—It may be two months ago, or ten weeks; I cannot tell to a week.

Q. Had not you known her longer ago?—No.

Q. Did you know her before you left off being a farmer?—No.

Q. When did you leave off being a farmer?—At Michaelmas.

Q. Pray what name did you use to call her?—Bet.

Q. What besides Bet?—Nothing else.

Q. Do you know her husband?—I know the man that she cohabited with, he used to go by the name Will the Blacksmith, that was what we used to call him.

Q. What is the name of the person who kept the star?—Mary Aston.

MARY ASTON *sworn.*

I live at the Star and Garter at Colnbrook, I know the prisoner; I have known her since last Michaelmas; she came to my house for a lodging with a man that went as her husband, and I know no otherwise; he goes by the name of Will the Blacksmith; I have known him this two years, he did lodge at my house all the two years; he left it last summer, and came again about Michaelmas, and then he brought the prisoner at the bar with him; and she continued with him as his wife. I remember the child, the prisoner at the bar brought it on last Tuesday was a fortnight, some time about noon, I was very busy in my house.

Q. Did she sleep in your house the night before?—No, I believe she had been absent a month; when the child came it had on a blue jacket and trowsers, it continued to wear these things constantly from day to day.

Q. Did the prisoner dispose of any of the things do you know?—Not to my knowledge.

Q. Do you know what became of the shoes the child had on; do you know whether the child returned in the same shoes?—I heard the prisoner say she bought him a pair of shoes, she told me so.

Y

Q. Pray

Q. Pray did you enquire whose child it was?—I asked the prisoner if it was her's? she told me it was; I really thought it was her's, she always used the child so well, that I took it to be her's.

Q. Pray madam did you happen to hear at all of a paper importing of a child being lost?—I never see it till I was subpoenaed on the trial.

Q. Pray what did the child do while it continued with you?—As all other children did; sometimes it played, sometimes it sat still, it was very quiet all the time.

Q. When did the child leave you?—It was from the Tuesday to the Friday following; the prisoner went away on the Friday and took the child with her; it might be about ten o'clock in the morning.

Q. Did she ever pretend that she found the child?—No.

Q. Was the man with her during the week she was there with the child?—Yes.

Q. She never came back since she took the child away?—No.

What did the man do. What was his business?—He was a blacksmith.

Q. Pray did you examine the prisoner at the bar concerning the child?—I asked her if it was her child? she said, yes; I knew her to be a woman that travelled the country.

Q. Did it not appear to you that the child was dressed a little above the state of a blacksmith?—I did not think any thing of that; I asked her if she had brought it up? she said no; she said it had been at nurse, and it was at nurse with a coachman's wife.

Q. Did the child ever tell you where it lived?—No, nor I never asked it, because I always thought it was her's, she used it so well I could not think any otherwise.

Prisoner. I would like to know how she came up on this piece of business?—I was subpoenaed.

ANN COOPER *sworn.*

What do you know of this matter?—I was the person that took the child from the prisoner when she brought it home; I am a lodger in the house; the first time I saw the prisoner was on the 11th of this month, Monday; she said here is your child, and I have brought him all the way from Windsor; she knocked at the door, and I went down to the door; the mother of the child was up stairs; I knew the child, I said how could the child get as far as Windsor? she said it was brought to the Duke's Head at Windsor by a travelling woman, as travelled about the country; and he was at play there with a little boy of her's, at this public house; and she asked the child whether that was his mammy? and he said, that was not his mammy, for his mammy lived in New Street-square, No. 35, and she took him home with her little boy; and she said to her husband she would write to town the day after, to let the parents know where it was; her husband said she would have no call to write, for they were coming through town on the Monday following, to go to Maidstone fair, and they would bring the child with them, and see if they could find its parents, they should have him; if not they would take it along with them, where they were going; she said she lived at Windsor.

Prisoner. Did I say I lived at Windsor?—You did.

Prisoner. I did not; I said that I lived at Layton Town, in Warwickshire.

— GREEN *sworn.*

I am a constable of St. Bride's; I saw the prisoner the 11th of this month, Friday

day night; I went to Mr. Vaughan's house where the prisoner brought the child home; I heard several questions asked the child, and where she had brought the child from; she said, she brought it from Windsor; she said it was brought by a travelling woman to that house; I asked her what the reason of her taking to the child? she said she liked the child well, it was a pretty likely child; and she would wish to keep it; I told her by all means she had no right to take the child from that woman, but to have left it with the person that belonged to the house; and as it was not their's they would have advertised it, and found the owner of it. Several neighbours asked several questions; Mr. Vaughan gave me charge of her, and I took her to the comptroller; she said that her husband was standing at the corner of the street waiting for her; we could not find him.

ELIZABETH VIZETELLY *sworn.*

I heard the voice of a woman enquiring for the name of Vaughan, on Monday week the 11th of this month, about nine o'clock in the evening; I live in New Street-square, No. 2; I heard her say she had found the child, or left it at a public house. I cannot tell which, then I thought it was the lost child found; and I went to enquire of its friends, I had heard of Mrs. Vaughan having lost her child, on the Saturday before; when I went in the prisoner was sitting down by the fire, and the child in its mother's lap; I asked the prisoner where she found the child? she told me it was left at a public house the Duke's Head at Windsor, by a travelling woman; she said she was a poor low life drunken wretch; I asked her if she knew her? she said she knew her well; I said she must know that that child was not her's, she said she knew that well, for she knew that she never had a child in her life; I asked her how then she

could tell the child that its mammy was gone; for she had told me, that she said to the child your mammy is gone; when that woman went away she said the woman told her it was just come from nurse; I then took the child on my lap and asked the child who took him away? he told me that lady, pointing to the prisoner; I asked him when the lady took him? he said the first day, he is a very intelligent child, this was all in the hearing of the prisoner; I asked him where? he said he rode in a cart, I asked him with whom? he said with that lady, pointing to the prisoner; I asked him where? he said not far; the prisoner made answer and said, that he had been in no cart with her; the prisoner said that he had rode on the coach-top, from Windsor that day; the child made answer and said he rode in a cart the first day; she was silent to that.

Q. Was it explained what the first day meant?—The child said he had left home a good many days; but that was the first day he rode in a cart, when he left home, he said they were measuring coals, where he strayed from; the child could not mention the name of the street, and he crossed the way, and that lady laid hold of his hand, and said she would take him to his mammy; she took him a little way, and then she put him into a cart, and that lady rode in the cart with him.

Q. What did the prisoner say to this?—She said she had rode in no cart with the child.

Q. Did she deny any other part of the story?—She said the mother had got the child, and what more did they want? she would not have brought it if she had known that there would have been that piece of work; she had taken great care of it, and washed its shirt and bought it a pair of shoes.

Court to Mrs. Vaughan. I think you told me that all the clothes were brought back.

back again?—Yes, there was, only the shoes.

Q. Was there any buckles in the shoes?—Yes, they were brought back.

Q. What sort of shoes were they?—The shoes were not very good, pretty much wore; the child came back with another pair of shoes which had been new, the heel pieces were wore off and his feet were so blistered he could hardly stand for three days afterwards; they had been bought new.

Prisoner. I came from where I lived in London, when I am in London; I was coming to the top of Holborn and there was a parcel of bullocks and cows running in the road, and the child was there and would cling on me whether I would or not, and he said, pray do take care of me and he would hang on me whether I would have him or no, and I took the child by the hand till all the bullocks were gone by, I loosed the child from my hand, and he said, he was going this way, and followed me all the way along Piccadilly, till I came to Hyde Park-corner, and the child would go into the public house along with me, and I gave the child some beer, there I asked him which way he was going? and he said, he was going this way, after I got through Hyde Park-corner, I stopped for the coach there, at the Hyde Park-corner, I got on the coach, I had not got to Knightsbridge before a man ran after me and said, I had left my child behind me, it was crying, the coachman stopped there and I got down from the coach again and I stopped there, and two men brought the child to me, and I did not know what to do with the child, and I told the people the child did not belong to me and they said it did, and I sat there with the child on the ground for a matter of an hour, I wanted to go to my journey's end, and I took the child along with me, just at the end of Knightsbridge I gave a man six-pence to ride in

a coach to Brentford, the child would not tell me where it belonged to, and I got out of the coach at Brentford and I walked to Hounslow with the child in my hand, and the child's shoes were very ordinary, and I went and bought a new pair the next morning, and I asked it what its name was, and it said, Jackey Vaughan; and the next day I brought him down to that gentleman's house at Colnbrook; on the Thursday night I was putting the child to bed I asked the child where his mammy lived, he said, in New Street-square; I was coming to London on Monday and I thought I would bring the child then.

NOT GUILTY.

*Tried by the London Jury before
Mr. Justice GROSE*

235. WILLIAM HICKES and HENRY HALL were indicted for making an assault on the king's highway on William Reading, on the 11th of February, and putting him in fear and feloniously taking from his person and against his will, a black silk cloak, value 2s. a cotton shawl, value 2s. three dimity petticoats, value 1s. a check linen apron, value 6d. a cradle linen quilt, value 6d. and an horn lanthorn, value 6d. the goods of the said William Reading.

WILLIAM READING *sworn.*

I am a coachman to Mr. Tootelle, Swinton-street, Battle-bridge; my wife and I had some friends to see us last Monday week and they stopped while past twelve o'clock at night, I went home with them; my wife lent them some things to go home with, it had just gone twelve o'clock when I went from Charlotta-street, I went therefrom into Islington; I went through the end of

of Islington down the City Road ; when I got home with them I returned and I had a lanthorn, but the wind was so very high that it went out, and I asked one of the watchmen to light my candle ; after that I walked down the city Road and a little before I came to the Shepherd and Shepherdess I was met with by three men, they first passed me and then one came fast back and seized me by the collar, and the other two came back and drew their cutlasses, and took the bundle away from me ; the person that laid hold of my collar took the bundle away, and gave it to William Hicks, the person that took it away appeared to me to be like a sailor and said, we must have this ; he had a brown jacket on, after he took the bundle he unbuttoned my waistcoat and asked me if I had any money ? after he had searched my pockets I asked him if he would shake hands with me ? he said, no, I will not shake hands with you ; William Hicks came up to me and said, I will shake hands with you if he will not ; after I had shaken hands with him I parted from them and I went about twenty yards from them, I went back and I asked for my lanthorn, and they told me to go along about my business or they would cut me down ; after that I crossed the road and went by the end of St. Luke's, and I told the watchman I had been stopped by three footpads and that they did not strike me ; I went then along Old-street road, across Clerkenwell-green to Battle-bridge ; I went to Swinton-street and I saw no light there, and I went to my wife, and I went and told my fellow servant in the morning that I had been stopped by three men, and that they had taken the bundle from me.

Q. Did you know these men before ?
— I never saw them before.

Q. At what time was it ?— It was very near one ; it was star light and very windy.

Q. Were the men disguised at all ?— The man that came to me first had on a brown jacket, and the person that stood behind my back had a dark drab great coat, and the other person had a lighter great coat on, rather taller than he that had the jacket on.

Q. How long were they robbing you ?— They might be about five minutes.

Q. Five minutes is a long while.— The first man that came was dressed in a brown jacket, he had a round hat, they all three of them drew their cutlasses, and the man that stood behind me had a round hat on with a drab great coat, the other that stood by the side of him he had on rather a lighter drab coat, they had all round hats, the person that had the light drab coat on he had his hair tied, the other person's hair was short.

Q. Was it a cloudy night ?— It was rather cloudy, but it was star light.

Q. Was you alarmed ?— I was ; the person that was in a brown coat put his hand in my pocket.

Q. This was rather a darkish night and a late hour ; was you sober ?— I was very sober.

Q. How soon afterwards did you see these two men ?— I saw him last Monday morning.

Q. Did you ever see him before the 11th of February ?— No.

Q. Did you get any of your property found ?— No, none of the property was found.

Q. Their hats was never off their faces ?— Their hats were never off their faces, but I saw the person's face that shook hands with me.

Q. You was not long shaking hands ?— But when I asked the person that was in the jacket to shake hands with me, he said, no, go along or I will cut you down, make the best of your way ; I observed the person's face that shook hands

hands with me; I looked him full in the face; I can swear to his face.

Q. But you had never seen that face before nor for a week afterwards?— I saw it the very night that he shook hands, and I saw it the Monday afterwards.

Q. Do you mean to say that from the mere observation you made while he was shaking hands with you enabled you to swear to his face?— I know it is the same person.

Q. Are you in place now?— Yes.

Q. Was you in place then?— I was.

Q. Who do you live with?— I live with Mr. Tootelle, in Swinton-street; I have lived with him between three or four months.

Q. You have heard there is a reward in these cases?— I never did.

Q. How long have you lived in London?— About seven or eight years; I lived between four or five years at Tottenham High Cross, and I lived at Southgate some time.

Q. Have you been a coachman all that time?— Yes.

Q. Who have you drove for the last three years?— I drove for Mr. Minett, he had a house in Old Broad-street; I never heard any thing of the kind of a reward.

Q. Have you had any conversation with Blackiter concerning a reward?— I have not, I never saw him till Monday.

Q. Did you never hear him say there was forty pounds for each of them if convicted?— I never heard any thing of that kind; I have heard of rewards if any body took any body; I never heard of any reward by any conviction of any person; I have heard of a reward offered in the papers if people were taken.

Q. You are the person that brought these people here?— I was the person that told the officer in the Old City Road the circumstance that happened to me

and the next morning it was put in the papers.

Q. How came you just now to tell me that you never heard of a reward?— I did not understand you at first, I have heard of a reward as far as this, that there is a reward offered for taking of people.

Q. You can read?— I am not a very good scholar, I never understood any thing but it was for the taking of a person.

Q. None of your property has ever been found?— No, none.

Mr. Knowlys. You told us you did not see Blackiter till last Monday?— The last Monday of all.

Q. You do not misunderstand me that it was the last Monday?— I do not.

Q. Pray when were these men examined before the magistrate?— On Tuesday.

Q. You was no time in company with Blackiter at all?— When I went to Worship-street, I drove my master to Finsbury-square, and I left the coach and horses in Finsbury-square while I went to the office to see these people.

Q. How came you to know the people were taken up?— There was one of the officers came to Swinton-street, to let me know in the morning; they told me they had taken up some men and they wished me to go and look at them, and when I went on Monday morning I left the coach and horses in Finsbury-square, and I looked at the men, I saw them both; I saw them at the public house adjoining the justice's office in Worship-street.

Q. Who was with you then?— The officer was walking about the public house.

Q. How long did you stay in this public house in the company of the officer?— I was there to the best of my knowledge

knowledge ten minutes or a quarter of an hour.

Q. These men were taken up for examination that day?—They were, but I could not stop, I was afraid something would happen to my coach and horses, they were waiting in Finsbury-square; they were taken on suspicion of robbing me; and when I saw them, I knew them to be the same persons that robbed me.

Q. You knew before you went before the magistrate; you had seen these men, and were told they were taken up on your account?—They were taken up on suspicion of robbing another person.

Q. Blackiter shewed you a coat, did not he?—He did.

Q. Which he told you belonged to Hicks?—He did not tell me who it belonged to, when he shewed it to me.

Q. How often did he shew it to you?—He only shewed it to me once, he brought the coat into the tap room, and he said, do you know any thing of this coat.

Q. This was Mr. Blackiter's private examination before you went before the justice to be examined?—Blackiter brought the coat to me, and asked me if I knew any thing about it, I said that is the lightest coloured coat, I would not go to say any thing that was wrong.

Q. What other things did Blackiter point out to you, before you went to the justice at this private rehearsal on Monday?—Nothing else.

Q. How many other of these persons, officers as you call them, was you sitting in company with at the public house?—I was not in company with any of them, I was walking about the room, first in one room and then in another.

Q. You told my lord you never heard of a reward; you lived at Southgate some time?—I did.

Q. That is not far from Finchley Common, and Finchley Common is a very

common place for robberies?—It may be so for what I know, I don't recollect any just now.

Court. Are you positive as to Hicks?—I am positive.

Q. Where you always positive?—I was positive since he shaked hands with me.

Q. Have you always said that you was positive as to Hicks?—Yes, always.

Q. Was you positive before the magistrate?—Yes.

Q. Did you swear positive?—I did.

Q. When you was examined before the justice, they took down your very words and you signed your examination; you swear that you verily believe according to the examination? what makes you more positive than you was a week ago?—The more I see that man's face the more it strikes me.

Q. You know there was a hat on his forehead?—I looked him full in the face when he shaked hands with me.

WILLIAM BLACKITER sworn.

I had an information that William Reading had been robbed; I went to a house in St. Luke's, the Golden Hind, in Allen-street, in Goswell-street; it is a house where very few people resort but thieves; I went there and I saw the two prisoners there; William Reading said he was robbed by three men; there were two men in dark coloured coats, one a little taller than the other, and one with a sailor's jacket on; but the one with the sailor's jacket on was not there; he gave me no other description than that, I knew the persons before; I took Hall to New Prison, Hicks called himself the landlord of the house, and I was in doubt about it till I went out; coming back from the prison I went and took Hicks. On Monday morning they came up for examination before

before the magistrate, the servant that was robbed came to Worship-street, and he did not stay five minutes, I lost him; I did not know where he was gone to; the magistrate sent for him to come up the next day at eleven o'clock, and he came, he said before the magistrate that he had his doubts about Hall being the man; he believed that Hicks was the man that shook hands with him.

Q. How came you to slip out that word believe?—I did not hear him say believe; he said of Hicks that that was the man.

Q. Did he swear positively to Hicks?—He swore that was the man that shook hands with him; he declared that he had his doubts about Hall, because he stood behind the sailor. While they were at the office the justice ordered us to go and search the house, to see if we could find any goods, any thing of the robbery; Armstrong, Harper, Ray and I went and searched the house, we found these two sticks, and facing the door of the cellar in the yard, I found these three cutlasses, with about a wheel-barrow full of stuff over them.

Q. Who keeps the house?—Mrs. Lucas, she is a widow woman; her husband is in trouble for debt; this house is a common resort for thieves, and finding a man there in dark coloured clothes I took him immediately.

Q. The prosecutor did not pretend to have the least doubt in the world before the magistrate about Hicks?—No, not the least in the world.

Q. Was the examination read to him?—It was.

Mr. Knowls. You have been in this way of business a long time, how many years?—About ten or twelve years.

Q. You have got to the New Police office now; is it your practice before persons go before the magistrate to produce every thing to them, and examine them?—Not in general.

Q. Therefore of course you produced nothing to this man, to ask his opinion about it?—I never saw the prosecutor till he came before the magistrate; I never saw till Monday.

Q. How came you first of all to say that you did not see him till he came before the magistrate?—I mean that he was at the office door, and the magistrate was not come then, and he went away again, and he was remanded on Tuesday.

Q. Mr. Blackiter be a little correct, because you know what evidence is; how came you to say that you did not see him before he came before the magistrate?—I did see him, but I said so because he did not see the magistrate at all on Monday.

Q. Now we will try a little more of you. You say then you never produced property before a person, till he appears before the justice?—No sir, I never examine before the magistrate.

Q. Nor did you in this instance?—I never saw the man before.

Q. Is that an answer to my question? then you never produced any thing before him for his opinion before the Tuesday that he was before the magistrate?—No.

Q. Then if he has sworn that you did, he has lied most abominably.—I never saw him on Monday, only he came into the public house and went out again, he told what he had lost then, and that was all that passed.

Q. Now this man had no knowledge whatever of any reward?—I never told him there was a reward.

Q. Is there any man more likely to know of a reward than a coachman driving on the road?—I don't know.

Q. Do not you know, that there is a reward of 80*l.* if these two men are convicted?—Certainly.

How

Q. How long have you been in your situation, as a person apprehending people that committed robberies?—Ten or twelve years.

Q. How came you first of all to say that the man said he believed?—Upon my word I should be very sorry to say any thing that was not truth.

Q. Don't you know that in relating the difference between the man's believing and being positive, stands all the chance of receiving the 40l. or not? I will have an answer. Do not you know that if the man only swears that he believes, you are not so likely to receive the reward, as if he swore positively? don't that make all the difference of the chance?—As for the reward, I would not wish to take any reward.

Q. Will you give me an answer?—Yes, I do.

Q. Why it comes from you like a drop of blood?—The man said every time he looked on Hicks, he knew him more and more.

Court. Had you any conversation with the prosecutor on Monday?—I asked him if he had been robbed on Monday? and he said yes, but I did not even ask the prosecutor what he lost on Monday; it was not the prosecutor that gave the information.

JOHN RAY *sworn.*

I am an officer belonging to Worship-street, I know nothing about the robbery; I was only at the apprehending of the men.

Q. What was their description?—I did not know their description before I went.

William Hicks GUILTY. Death.
(Aged 23.)

Henry Hall. Not GUILTY.

*Tried by the first Middlesex Jury, before
Mr. COMMON SERJEANT.*

236. CHARLOTTE BARTON was indicted for feloniously stealing, on the 26th of January, a cotton gown, value 6s. the goods of Jane Price, widow.

JANE PRICE *sworn.*

I am a widow, a chair woman; I live at No. 4, Gardener's-lane, Duke-street, Westminster; I have known the child the prisoner a great while; it was the 26th of January, she came into the room, I was not there, and took the gown out; a person, a lodger, called out to me and said somebody had been in and taken the gown away; the girl did not live in the same house, she has got a father, her mother is dead lately; her mother lived lower down in the same lane. It was found out the gown was pawned for 3s. a person went to the pawnbroker's and enquired for such a thing, the person is not here she was obliged to go away down to Chatham; I left the room between eight and nine, and I missed my gown just afterwards; I was not gone five minutes before the gown was missed; I missed it before nine.

Q. How many lodgers are there in the house?—There are five besides myself, the key was left in the door, somebody went and took the gown out, who that person is I do not know; it was pledged in her name.

WILLIAM BLACK *sworn.*

I am a pawnbroker, I live at Mr. Wright's, Westminster; on Saturday the 26th of January, the child brought the gown to me about nine o'clock in the morning, the child wanted four shillings, I asked her where she brought it from? she said from her mother; I supposed it was a child of one Walker who uses our house, and she said she lived in Petty France, where that woman lived; I lent her three shillings on it; I am perfectly convinced that is the girl; I knew it was

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the girl immediately as she was brought into the shop again the same afternoon; the gown is here. (Produced and deposited to.)

Prosecutor. I have known the father, and I have known the mother; the mother is dead now, the father works in Charles-street carrying out coals, the mother I don't know much about.

WILLIAM WEBB *sworn.*

I am a butcher; I live in Mint-street, in the Borough; the prisoner is my sister's own child, the mother I have been to bury this evening, the child has been lost intirely for want of friends; I never heard where the child was till this evening, her father never took care of her; she has been I understand in Tothill-fields for above a month, and her father would never let me know where she was; I will take care of her if she is spared this time.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

237. EDWARD STONE and ANN SOMERVILLE were indicted for burglariously breaking and entering the dwelling house of James Borton, and James Houghton about the hour of seven in the night, on the 18th of January, and burglariously and feloniously stealing therein, a pair of pistols, value 20s. three muslin neckcloths, value 3s. two silver table spoons, value 20s. six silver tea spoons, value 12s. a silver marrow spoon, value 20s. nine muslin handkerchiefs, value 18s. four linen shirts, value 10s. three pair of silk hose, value 15s. &c. the goods of James Borton. A cloth great coat, value 10s. a pen-knife, value 3s. a pair of silver shoe buckles, value 20s.

eight linen shirts, value 60s. three pair of silk hose, value 20s. three muslin half handkerchiefs, value 6s. &c. the goods of James Borton,

Indicted in a second COUNT for the same burglary, laying it to be in the dwelling house of James Borton only.

(The Case opened by Mr. Knapp.)

(The witnesses examined separate.)

JAMES BORTON *sworn.*

I and Mr. Houghton have chambers jointly; his name is James Houghton, I am the responsible person, and Mr. Houghton lives with me; our sleeping place was in these chambers. On Friday the 18th of January we left them about six o'clock, I saw the doors fastened, I did not absolutely lock it myself, but I felt, and it was fastened, I left them perfectly secure; I believe, as near as I can guess, about five minutes past six, we had light candles, we light candles about half after four when we dined, it was dark then out of doors.

Q. When did you hear that the robbery had been committed?— About half after seven, we received intelligence of the laundress; in consequence of which information, we immediately both of us went to the chambers with the laundress, we found them in a very great state of confusion and disorder, there were two trunks drawn out of the bed room into the sitting room, with the locks absolutely forced up from the bottom, we had left them, one in the passage just by the outer door and the other was in the bed room; the locks were forced underneath and wrenched off, and the lock itself was torn from the wood, and left on one side of the trunk; my trunk was nearly emptied of every thing, but some letters, and some papers, that trunk was left in the passage, I lost all the things mentioned

tioned in the indictment; I attended at Bow-street afterwards, I saw Stone in custody on Friday the 4th of February, all he said before the magistrate was taken in writing. The lock of the outer door was found in a perfect state, there was the mark of some instrument at the dressing room window, as if it had been forced up; the window looks into the garden in Clement's Inn, it is the ground floor, the mark was on the outside of the window, but whether it was done at that time or before I cannot pretend to say.

Mr. Peat. You went out about six, who was with you?—A gentleman, a stranger was with me and Mr. Houghton, we all went out together.

Q. You say you observed that the door was fastened, how do you mean?—I said to the gentleman, Gardiner, will you lock the door, he did, and I put my finger into the key hole to see if it was fast, and it was.

Q. As to this mark in the window, was the sash fastened down with any thing?—It is commonly fastened with a bolt, but whether it was bolted then or not I don't know.

Q. Had the other gentleman a key?—No, we both had one, and the laundress had one.

Court. Can you say what the value of the articles were?—According to the value I have laid them in the indictment, they are six pounds, and they are laid very much under their real value.

JAMES HOUGHTON *sworn.*

I left the chambers with the other gentlemen, I lost all the things mentioned in the indictment and several more things.

Mr. Peat. You did not return to the chambers before you saw the laundress?—I did not.

ELIZABETH LAWRENCE *sworn.*

I am laundress to the last gentlemen, that stood up here, I went to the cham-

bers about a quarter after seven in the evening; I opened the door, and I found two mould candles burning, and there were two trunks broke open, and the locks were wrenched with great violence; I went into the dining room or sitting room, and said gentlemen are you in? after that I went into the bed room, and I found the candle burning there, and there was a pair of leather breeches very near, and if I had not gone as soon as I did the breeches would have been on fire by the light of the candle; I went out of the bed room to the gentlemen, to the office in Carey-street, No. 3, I called the gentlemen out and they came with me; it is Mr. Miller's office, the gentlemen were there both of them, we came to the chambers and found they were robbed, they took Mr. Gardiner with them to the chambers, and I went with them; I found then that the things were gone, and the dressing room window about that high up.

Mr. Peat. The dressing room window you found it up?—I did.

Court. Did there appear to be any marks of violence about that window?—I did not look then, nor since; there was a tea cup at the side of the window, and a pair of trowsers and a brush, and the tea cup was thrown down to the floor and it was not broke.

Q. Did you observe whether there was the marks of any feet, or any thing of that kind, what sort of ground is that that is underneath it?—It is a flag pavement, not soft ground.

Mr. Peat. Had you been in the chambers before that day?—I left the chambers about half after five o'clock the window was down then when I left it.

Court. When you left it at half after five, and when you returned afterwards did you find the trunks in the same place or were they all changed?—They were all taken out of their place.

Mr.

Mr. Peat. You are sure all the windows were down when you left the chambers?—I am very certain of it.

Q. Was you in the bed room at all before you left the chambers that day?—I was.

Q. Did you take notice of the situation of the trunks before you left the chamber?—I took notice that one trunk was in the passage and the other was in the bed chamber.

GEORGE DOBREE *sworn.*

I am a pawnbroker, I produce a pair of pistols; I have kept them from the time they were pawned, ever since; I received them of Edward Stone the man at the bar; the 31st of January, Thursday; he asked a price for them, and I asked him whose they were; he said he had the mould of them at home; he said he bought the pistols and the key, he did not say any thing more; I know the man perfectly well, I do not recollect ever seeing him before.

Court. Had you ever seen him before?—I know him by his face, he is the man that pledged the pistols; he called again the 11th of February, he was then in custody, before that I saw an advertisement from Bow-street, the 2d of February I saw an advertisement describing these pistols; I took them to Bow-street, and took them to this gentleman's lodgings, and shewed them him; on Monday the 4th of February, he came with the ticket to redeem them, he laid the ticket down on the counter, and I immediately sent for the constable, and he was taken.

Mr. Peat. You took in the pistols you say?—Yes.

Q. You had never seen this prisoner Stone before?—No, not to my knowledge.

Q. Did you ever see him after that till he came to redeem them?—No, not that I know of.

Q. These tickets go into the hands of many persons, any person may come

for the things that have the ticket?—Yes.

Q. You have little partitions and apartments in your shop, where people stand behind the shutters?—He did not happen to be in one of these; he was in the open part of the shop at day light.

Q. You stated that those pistols have been in your custody; I presume they were laid by in the shop?—No more than being in the shop.

Q. Every body had access to them as well as you?—Yes.

Q. It sometimes happens that tickets are mislaid and affixed to other goods than those they belong to?—That is impossible, the ticket is on them, and he came for them; I can swear they are the pistols that was pawned; I never saw a pair like them in my life; I have seen a thousand pairs.

Prosecutor's Counsel. In what name did he pawn them in?—Edward Stone.

Q. Have you any doubt about his person?—I have not.

Court. When he came for the pistols did you produce them?—I did not.

Q. Had you any in the house at that time?—Yes, a hundred pairs; but these pistols are rifled all the way down, you hardly see one pair that is so in five thousand.

EDWARD TREDWAY *sworn.*

I produce a penknife, I got it in the lodgings of Mrs. Somerville, and I found these three large keys in a chest in her lodging room, No. 5, Short's Gardens, St. Giles's, I found them on Monday the 3th of February; Chamberlain the other constable had got Stone in custody at Bow-street; he said the prisoner told him where he got the pistols from, and he did not know whether he had a right to go and search the lodgings; I went with him to the lodgings of Mrs. Somerville, she was in the room, and an old woman that is her mother, I found the penknife

knife in a box; she told me her husband was out at work; her husband was out I have never seen him, he is a journeyman carpenter; she was looking in the box sorting some things out; I brought every thing away, which the other constable has got, and what led to the discovery, was the boots with Mr. Borton's name inside; I found a great coat, and two or three shirts, and I believe a couple of waistcoats.

JOSEPH CHAMBERLAIN *sworn.*

I produce a pair of boots, &c.

(The pistols deposited to by Mr. James Borton, as having the maker's name on them and the pistols being made for him on purpose, with the riddle barrels all through, and had them for a twelve month; and having such bags for them as there were found in.

Prisoner Stone. I borrowed these pistols to make some money upon them of this woman.

Edward Stone **GUILTY.**

Of stealing to the value of 39s. but not of the burglary.

Transported for seven years.

Ann Somerville. **Not GUILTY.**

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

238. **ANN SOMERVILLE** was indicted for feloniously and burglariously breaking and entering the dwelling house of William Sheldon, Esq. about the hour of nine in the night of the 18th of January, and burglariously stealing therein, four silver candlesticks, value 10l. a silver wax taper box, value 10s. a travelling knife, the handle made of silver, value 10s. a silver fork, value 10s. a silver table spoon, value 10s.

two carving knives, the handles made of silver, value 5s. two carving forks, ditto, value 5s. twelve silver handled knives and forks, value 10l. twelve silver tea spoons, value 12s. a pair of sugar tongs, value 5s. a silver ink stand, value 5l. four silver tops for glass ink stands, value 4s. a silver pencil case, value 4s. a gold stock buckle, value 2l. three pair of shoe buckles, value 1l. nine pair of lace ruffles, value 1l. six silk handkerchiefs, value 1l. 5s. &c. the goods of the said William Sheldon.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

239. **JAMES YOUNG** was indicted for feloniously stealing, on the 4th of February a silk handkerchief, value 2s. the goods of John Nott, privately from his person,

JOHN NOTT *sworn.*

I live at Chatham in Kent. On the 4th of February, I was journeying from Chatham to Bow, I came to London in a single horse chaise, and from thence I walked to Bow, in going through Whitechapel, somewhat lower than the church, a person came after me and told me my pocket was picked (I believe he is not here) of a silk handkerchief, and desired me to step back; with some hesitation I went back.

2. What was your reason for hesitation?—I felt and found my handkerchief gone; my reason was, I was going to attend a funeral of my father at the same time. His was the side of the way opposite the church; when I got back some person was got at the other side of the way in the charge of an officer; I was directed across to him and went with them to the Rotation office near that

that spot a silk handkerchief was there produced of the same kind I lost, it was in the hand of an officer, his name is Callow I believe, it had not any private mark by which I could swear to it, the magistrate thought the evidence sufficiently strong to commit the prisoner, and bound me over to prosecute.

Q. Can you tell how long you had your handkerchief before this alarm was given?—I had it about my neck on my journey, at the inn, I took it off and put it in my pocket, the Queen's Head inn in the Borough, a considerable way from this place.

ROBERT CALLOW *sworn.*

I am an officer. The 4th of February, between two and three o'clock, the prisoner was brought home to my house in Whitechapel by a gentleman in court, Mr. Muston; and the prosecutor was sent for and brought into my house likewise.

Court to Nott. I understood you was called over the way; did you go into the house?—I cannot be positive.

Callow. I asked him if that handkerchief was his? he said, yes; the gentleman brought in the prisoner and the handkerchief, the prosecutor said, it was his; I took the prisoner before the magistrate directly; Mr. Nott at first declined to go, he wanted to go and bury his father, but he did go, and the prisoner was committed, and the magistrate made him put the two first letters of his name on the corner of the handkerchief; the prisoner begged to go for an East India soldier, or any where the magistrate would send him. He was an old offender.

JAMES MUSTON *sworn.*

I was standing against my own door, No. 37, Whitechapel, and I saw Mr.

Nott and the prisoner were going past the door, the prisoner had his hand in the gentleman's pocket; Mr. Nott was going first, and the prisoner, I saw, had his hand in Mr. Nott's pocket more than four or five times, and I followed him whilst I saw him take the property from Mr. Nott, I saw him take a silk handkerchief out of his pocket of his right hand side, and after I saw him take it out, the gentleman was passing on, and I got another man, who saw him as well as myself, to run after Mr. Nott to give him information, and I went after the prisoner, the prisoner was going down Great Garden-street, about twenty or thirty yards from where he took the handkerchief, he had turned down the street, just as I came up he was pulling the handkerchief out of his breast of his coat and waistcoat to look at what property he had got.

Q. Did you observe at the time he took the handkerchief away where he put it?—I saw him putting it there; and when I went up to him he was looking at the property, and I laid hold of his arm and told him he must go along with me; he then resigned the property to me, and I took him to Mr. Callow the officer's, and from there we went to the magistrate; I have no doubt at all but the prisoner, I apprehended, was the person that I saw take the handkerchief from Mr. Nott's pocket; I saw him trying at his pocket more than five or six times, and curiosity led me to see what would be the end of it.

(The handkerchief produced and deposited to by Mr. Nott, as the same handkerchief that was produced at the office, and exactly the same as the one he lost.)

Prisoner:

Prisoner. I have nothing to say, but only I found it going down whitechapel road.

GUILTY of stealing, but not privately.

(Aged 16.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Baron THOMPSON.*

240. ANN HEATHCOAT was indicted for feloniously stealing, on the 18th of January, a child's bath beaver great coat, value 2s. a muslin neck-cloth, value 1s. a child's dimity petticoat, value 1s. two pair of childrens stays, value 4s. two childrens cotton frocks, value 2s. a linen counterpane, value 1s. two pair of cotton stockings, value 2s. two cotton shawls, value 2s. a printed folio bound book, entitled, Allen's exposition on the bible, value 1s. a linen table cloth, value 1s. two linen shift bodies, value 2s. the goods of James Griffiths.

JAMES GRIFFITHS *sworn.*

I was absent at the time of the robbery; I serve the honourable East India company as one of their surveyors; I live at No. 35, Mulberry-street; I had been absent and I came home on the 15th of January, and I found my children stripped of all their property, their clothes, nothing left but what they had on their backs; this prisoner was working in the neighbourhood backwards and forwards at several houses, and she came and cut out some little things for my children; accordingly when I left my family, I says to Mrs. Heathcoat, I wish you would take the

superintendence of my family during my absence; this was the 29th of November; accordingly I left for my family's support a guinea and a half, and two guineas was paid on the 12th of December, and three guineas more on the 7th of January, eight days before my return from the Downs; she had nothing to pay for butchers meat nor coals; upon my return the money was all expended; six guineas and a half; and I asked, I believe on the 18th, what she had done with my property? and missing the key of my chest and the key of my parlour door; she told me they were lost, but she could find them; but not finding my keys I broke open my chest, and found the chest was totally gutted, every thing was taken out; and from my parlour was taken out a claw table; I missed every article mentioned in the indictment and a great many more; on this she says, Mr. Heathcoat, my husband, will be at home in a day or two, indulge me till Sunday or Monday; I had left her in the possession of my house; I never saw her husband; I took her into custody on Monday the 21st from some circumstances which gave me a suspicion of her; when she was examined the first time I asked her what she had done with my things? she told me she was very sorry for what she had done; and produced me these duplicates which are in my possession, which I believe is fifty of them; the duplicates answer to my property most of them; the justice desired that my children might be brought into court; one is fifteen and the other is thirteen.

THOMAS ROLFE *sworn.*

I am a pawnbroker; I produce two frocks and a pair of stays; they were brought by the daughter of the prosecutor, not by the prisoner; the children of the parties

parties used to bring things backwards and forwards to the shop; I knew nothing of the prisoner till I saw her at the magistrates.

Q. What was the name in which the things were pledged?—In the name of Hannah Griffiths.

Q. Pray who did the children tell you Hannah Griffiths was?—The mother.

Q. How old are the children?—Between fourteen and sixteen, as I understand by Mr. Griffiths.

Q. I desire you will refresh your memory a little; you say the children only came to you; I desire to know again whether the children always came to you alone?—I don't recollect any thing of the prisoner at all.

Q. Will you swear upon your oath that you never saw the prisoner in your shop?—I cannot charge my memory with it.

Q. What do you think about it?—All I know of the prisoner is when she was before the magistrate.

Q. I don't want to know what passed before the magistrate. Did you ever see the prisoner at your house?—I can venture to swear I did not to my knowledge.

Q. How long have you known her?—I never saw her before I saw her at the magistrates to my knowledge; I don't recollect ever seeing her before.

Q. In your deposition you say you did not clearly recollect; that gives me some suspicion that you had some recollection; I desire you therefore to refresh your recollection, and tell me on your oath whether you can tell me that you recollect or not?—I don't recollect on my oath; I knew nothing of the prisoner at all, or else I should be very happy to speak to her.

Q. Did you know the children?—I did.

Q. Did you know whose children they were?—I did not.

Q. Did they tell you where they lived?—They did, in Whitechapel.

Q. How far away from you?—Close by.

How many things might they pawn with you in this way?—There are four articles remaining.

Q. How many might they pawn in all from the first to the last?—I cannot tell; they did not use the house long; I asked them the reason why the mother did not come? the answer was the mother was ill and could not come.

Q. Now Mr. Rolfe there is only another question, which is, that these people living in the neighbourhood, and all these things being brought by these children, why you did not take the trouble to go down to the parents house to see whether all they said was true?—I did not.

Q. I only ask you the other question, why?—The reason was because I asked them why the mother did not come? they said, the mother was ill and could not come.

Q. How long were they in the course of pledging property?—It might be two months.

Q. Then they were pledging things at different times for near two months and yet you would not step to a neighbour to enquire about this circumstance?—I did not step to be sure.

JONATHAN MURRAY sworn.

I live in Whitechapel; I am a pawnbroker; I produce a book and a counterpane, and several other things.

Q. Is there any thing that you can speak to brought at any particular time? look at the prisoner at the bar; did you ever see her?—Yes, on the 24th of December she pawned a counterpane with us; I have it here, she brought it herself.

Q. Did

Q. Did you enquire whose it was?
—I did; she said, it was her own property.

Q. Pray was any body with the prisoner when she brought the counterpane?
—Not at the time she brought the counterpane; she pawned it for 2s. 6d.

Prisoner. When I carried in the counterpane the daughter was with me.
—The daughter was not in the shop at the time.

Court. Can you recollect and be sure there was no other person with the prisoner at that time?—There was no other people in the shop with her.

Prisoner. There were several people in the shop and the daughter was with me.

Court. Was there many people in the shop at the time?—There were more people.

Q. Pray how old were the daughters of the prosecutor Griffiths?—About fourteen years of age; they have frequently come with the prisoner when she has brought things at other times; she pawned it in the name of Ann Walton. (Produced and deposed to by Mr. Griffiths, by a rent in the middle done in calendering of it; he have seen it a hundred times, and had had it in his house many years.)

Court to Mr. Griffiths. Was you at home on the 24th of December?—I left home on the 29th of November, and did not return till the 15th of January.

Q. Was the prisoner at the bar living in your house on the 24th of December?—She was; I left her in charge of my family during my absence.

Q. Pray did you at all mention this counterpane or had any conversation about the counterpane with the prisoner?
—I never spoke to her about that article, for that article was left in a chest, and I left the key at home, that was one of the keys that were lost;

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when I left home that counterpane was in that chest.

Q. Did you just before you left your house see this counterpane?—I did; I had some papers that was in the trunk, and before I left home I went to the trunk and put them together, and this counterpane was there then, and when I examined the chest when I returned it was gone; I also lost a paper which entitles me to will 50l. to whom I please, from a benefit society.

Prisoner. When Mr. Griffiths went out of town he left me in charge of the children; with that my husband left money to pay a bill that was owing, I imprudently lent the money; I asked the children for something to make up the money; they gave me leave; I did nothing without the childrens consent, and if Mr. Griffiths had given me a few days longer I should have replaced every thing; I have had the money since and that the children know; I beg you would examine them; the eldest took all the things out of the chest and gave them to me.

SARAH GRIFFITHS.

Q. How old are you?—Sixteen in August,

Q. Do you know the nature of an oath?—Yes.

Court to Prisoner. Now prisoner I do not chuse to put any question to this child but what you shall dictate.

Prisoner. Ask her whether I ever opened the chest and took any thing out?—No, I never saw her.

Q. Whether I ever took any thing out without her leave during her father's absence?—Yes, once.

FRANCIS GRIFFITHS sworn.

Prisoner. I have only to ask her what I asked the sister.

Court.

Q. 11 to Mr. Griffiths. In consequence of a question that the prisoner has desired to put to these children; I must put to you a question; did you put these things in the care of the children, or in the care of the prisoner? — In the care of the prisoner.

Q. Who had the key of that chest? — The key of the chest I left with my daughter Sarah; but when I came home I enquired for it of the prisoner; she told me it was lost, but every thing was safe in that chest; and she said that Sally Griffiths had lent it to that child that is now in the prisoner's arms, and it was lost that way.

GUILTY of stealing the counterpane only

Imprisoned two years in the House of Correction and fined 1s.

Tried by the second Middlesex Jury before Mr. Justice GROSE.

241. WILLIAM HITCHINS and ELIZABETH HITCHINS was indicted for feloniously stealing, on the 8th of January a four post bedstead with cotton tester headcloth, curtains and valance, value 1l. a press bedstead, value 10s. two feather beds, value 4l. two bolsters, value 2s. mahogany bureau, value 1l. mahogany drawers, value 12s. six mahogany chairs with horse hair bottoms, value 1l. 16s. six other chairs value 6s. two pictures, value 2s. two prints, value 2s. two elbow chairs, with horse hair seats, value 10s. a looking glass, value 6s. another looking glass, value 15s. a mahogany night stool, value 4s. three mahogany tables, value 1l. a large Kidderminster carpet, value 8s. two bedside carpets, value 2s. two iron stoves,

value 10s. two iron shovels, value 1s. a pair of iron tongs, value 4s. two iron pokers, value 1s. an iron fender, value 3s. two woollen blankets, value 10s. one rug, value 2s. a mahogany side board value 1s. 6d. a watch, value 1l. a cotton window curtain, value 3s. six china plates, value 2s. a mahogany tray, value 2s. a wooden tea tray, value 1s. a picture, value 2s. three canvas window blinds, value 1s. a picture, value 2s. a canvas window blind, value 1s. a linen curtain, value 1s. three pair of linen sheets, value 13s. six linen towels, value 2s. four linen table cloths value 2s. the goods of Hannah Fisher, widow, in the dwelling house of Benjamin Lay.

HANNAH FISHER *sworn.*

I live in ——— street, I keep a house in this street; I have a house to myself; I let lodgings; I paid the rent of the house at that time, it is No 6.

Q. What have you to say to the loss of this inventory of furniture? — I could wish to have it back again.

Q. What have you to say? tell your story? — They had no right to steal it.

Q. Give what evidence you have of the fact of stealing of it? — They took them away by night in a cart.

Q. What night was it you lost your furniture, or any part of it? — I forgot the day of the month.

Q. What month was it? how long ago? — I really forget how long it is ago, a month or six weeks; Mr. Hitchins came with a cart and took all the property away; I was ill in bed.

Q. How do you know it was Hitchins came with a cart? — I was informed so afterwards.

Q. Did you see either of the prisoners? — They were in my room and took my bed and all the furniture out of the room early in the morning.

Q. Who

Q. Who came into the room?—The beadle, the constable and Mr. Hitchins whilst I was in bed, they forced the door of my room, they said, they came to take my goods out.

Q. What did they tell you they took your goods for?—To go into the cart to the broker's.

Q. Did they tell you why?—They did not.

Q. Did you ask them why?—I did; they said, they were going to sell them; they said, it was their property.

Q. How had they become their property?—Not by my orders.

Q. Did you ask them how they became their property?—I cannot recollect I did; I know they were my property.

Q. Do you know what their claim was?—I do not; I had no notion what foundation there was for any pretence or claim of theirs to the property of the goods, they had no right to them at all.

Q. Did you know Hitchins?—Yes.

Q. What was Hitchins?—He is an hair dresser.

Q. Where did he live at this time?—In the same house.

Q. How long had he lived in this house?—Several years, ten or a dozen.

Q. Before this forcing of your door by the beadle, constable and Hitchins, you had no notion of any claim set up by Hitchins to these goods you call your's?—No, I never had; they had no right to them.

Q. Well now what did they do after having come for these goods?—The things where all moved out, soon afterwards they obliged me to get up and took the bed and every thing, they took down the bedstead and furniture, they moved them all away in a cart; I saw them go out, I was up in my room and saw them take them down

stairs; they took all the things at one time; the cart came but once.

Q. Did they take any thing more than the bedstead and furniture?—They took the sheets, blankets and every thing, they carried away all the articles mentioned in the indictment and many more besides, furniture, china and articles of that description.

Q. Where was the watch taken from?—From me.

Q. From your person?—Out of the house.

Q. How do you know they took the watch?—I think it was taken out of the parlour; Mr. Hitchins had it from me and I never had it back again, some months back; I don't rightly recollect when; it was not at this time, but all the other articles were carried away at that time by Hitchins, some went before in trunks and boxes before the cart came.

Q. When did this other part go?—Some days before.

Q. Who came then?—Nobody particularly came then; Mr. Hitchins took them away himself.

Q. What did he take away?—A table cloth, and towels, and china and glass.

Q. What did he say?—He claimed them as his property, but I knew they were mine.

Q. Under what pretence did he claim them?—I don't rightly know.

Q. Then he never told you how he claimed them?—No.

Q. Now this having happened some days before and you knowing he had no claim or pretence of claim, how came you to take no steps against him relating to these things?—I did as far as I could; I kept myself locked in my room.

Q. Why not go to a magistrate on that subject?—I had no thought to go.

Q. How came you to have no thoughts of it if he had taken them without the least colour of a claim?—Some days before they came and swept the house.

Q. How came you to submit to that? I was very ill in bed.

Q. No thought of going to a magistrate? Hitchins continued to live in the house?—Not full and wholly, he was away some times several nights.

Q. Did he continue in the house after he took these things first?—He did; he came there and had lodging, he slept there now and then, when he thought proper.

Q. Did you use endeavours to prevent all this? it took up a great deal of time I suppose loading the cart with this furniture of every description?—They had a constable with them.

Q. Why did not you indict the constable? had you no idea why the constable and beadle came?—They were in the house the best part of the night, but I did not know that till the morning, they were partly packed up in the evening, so that the noise was not so much heard.

Q. Did not you know that evening what they were about?—Why I thought that they were going to move the things away.

Q. Did not you know what they came for the evening before?—I did not, I had some suspicion.

Q. Who lived in the house besides you?—No lodgers but them at that time.

Q. How long ago might this be?—About six weeks or better, they were there in the evening and they were packing up the things all night.

Q. Did you see the cart go away?—I did.

Q. It only came once?—They carried some things in their hands.

Q. And you never in any way applied to your neighbours to have this

stopped?—They kept me a prisoner up stairs; I was kept a prisoner in the room.

Q. When was you a prisoner there?—A week, I believe.

Q. Before or after?—Before.

Q. By whom was you kept a week a prisoner in this room before this?—By Mr. Hitchins and that woman; I was not suffered to come down stairs or to have any body come up to speak to me, almost starved to death whilst I was there; they did not lock me in, but I durst not go down.

Q. How came you not to dare to go down stairs at that time?—They threatened to turn me out into the street, and I thought I had better stay where I was.

Q. What were they to turn you out in the street for?—I don't know; it was their intention to do it.

Q. How long did you stay in this manner up stairs?—A fortnight, I think.

Q. Pray how long had you been possessed of this property, these goods and things?—Ten or eleven years.

Q. Do you know what became of them afterwards?—I got some of them again afterwards.

Q. When?—I cannot recollect the day of the month, about a fortnight since.

Q. What did you do immediately?—I do not rightly recollect; immediately I went to the justice to get the property back again, I cannot recollect what day; it was not that day; I don't know how many days after.

Q. Can you give any reason for not going or sending immediately after this robbery?—No.

Q. Do you know what is become of the remainder of your things; you say you have got some of them back again?—I got them from the place where they were carried to from Mr Hitchins's

Hitchins's lodgings; I went there with a search warrant.

Q. You swear you don't know the claim that he set up?—I don't rightly understand you; I had not at this time any idea of his claim to the goods; he had no right to them; I had no notion of his claim.

Prisoner's Counsel. Mrs. Fisher, how long have you gone by the name of Fisher?—That is my name.

Q. Any other name lately?—Some people have called me Hitchins.

Q. You have called yourself perhaps Mrs. Hitchins?—I don't know.

Q. Upon your oath have you not?—I believe I have.

Q. What did you mean by saying no, the very moment before?—How long have you gone by the name of Hitchins?—Seven or eight years.

Q. How long before you thought proper to take this young man up was he married?—I don't know.

Q. Was it a fortnight or three weeks you knew he was married?—I never knew that he was married.

Q. Upon your oath have you not heard that he was married?—I have heard it, but I did not know that it was true.

Q. How long?—About a fortnight before the taking up.

Q. Your husband died about ten or twelve years ago?—He did.

Q. Was this house furnished at that time?—It was part of it.

Q. Did your husband die insolvent? who paid his debts?—There were very few debts to pay.

Q. Was there not a distress on your goods and furniture immediately after he died?—Soon after.

Q. What was the whole property sold at?—I really forget.

Q. On your oath was it one farthing more than 12l. will you swear it was more?—I will not swear it was.

D d

Q. Who has maintained you for this last ten years, and your family and children?—A journeyman and Mr. Hitchins together; he carried on the business of a hair dresser, his trade.

Q. Who paid for the maintenance and support of the family?—The customers found money.

Q. Who was the master of the shop?—I was the mistress, there was no master.

Q. Who paid the rent of the house for the last nine years?—I paid it sometimes.

Q. Who gave you the money?—I received it of my customers.

Q. Pray what part of the house did you sleep in immediately after your husband's death?—The top of the house, two pair of stairs.

Q. Any body else sleep there?—The children.

Q. Nobody else?—Not at that time.

Q. I am not asking you on the night of your husband's death. Did not you go to that young man and fetch him back immediately on your husband's death?—Not immediately.

Q. How soon?—Two months afterwards I sent for him to come and take care of the business.

Q. Why this furniture it is worth about 200l. I understand?—No, sir.

Q. How much less? will you give me the name of any one person living that you ever bought any one of these articles of?—I trusted Mr. Hitchins to buy for me; he had the money that he earned.

Q. Who fitted your son out to America?—Mr. Townsend, who took him.

Q. Did you go by the name of Hitchins then?—Not at the time my son went to America.

Q. How soon afterwards? how was this linen marked that you have spoken

of

of?—Some was W. H. H. and some of it was marked otherwise T. H. F.

Q. Is any of it here that is marked T. H. F?—Not that I know; I don't rightly understand you.

Q. I ask you how the linen was marked that was taken off?—Some was marked with both of these marks.

Q. Of whom did you ever purchase any of this table linen?—I bought some at one place and some at another.

Q. State me the name of any man that you bought any one article of?—I bought some at the corner of Arundell-street, in Coventry-street.

Q. Was there any part of this furniture that you had in the life time of your husband?—Part of them was.

Q. Was there any part of this furniture in the inventory at the time the distress was made?—That four post bedstead belonged to me the four post bedstead that was taken away was bought with my father's money about four years ago.

Q. You went by the name of Hitchins then?—I did, and Mr. Hitchins was at the transaction when it was bought.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. Baron THOMPSON.

242. JOHN CURTIS was indicted for not having the fear of God before his eyes on the 28th of March, in and upon Sarah Tipple, spinster, violently did make an assault, and then and there the said Sarah Tipple violently and feloniously did Ravish and carnally know.

(The witnesses examined separate.)

SARAH TIPPLE *sworn.* I am a single woman, I go to service; at the time of this assault I lived servant with

Mr. Curtis; I lived with him three weeks; I am nineteen next August.

Mr. Curtis is a publican, he keeps the Robinhood and Little John in Bishopsgate-street. I came up to London on Saturday; I came from Wyndham in Norfolk; I went to my place to Mr. Curtis's on Monday, this affair happened on Tuesday. I was up three pair of stairs making of the beds, and my master came up stairs and bolted the door, he insisted violence upon me immediately.

Q. You must explain—He entered my body; he took and threw me on to the bed, and I called for assistance; I shrieked out once, and he put his hand and crammed the sheets into my mouth; as soon as he came into the room he bolted the door; he never spoke to me at all; he threw me on the bed without speaking to me; he put his private parts into mine.

Q. What passed then, did you make any resistance?—Yes.

Q. How did he manage to keep you down on the bed, did you resist?—He forced me down, and he laid on me in such a manner that I could not get away.

Q. Had you stays on?—I had a pair of stays on.

Q. Did you make all the resistance in your power? consider one hand was engaged at your mouth?—I resisted as much as I could.

Q. Did you try to do him any injury?—Yes, all that lay in my power. I could not get away at any rate in the world.

Q. What past after he put his private parts into your's? How long might he be in that situation? How did he force himself on you? Did you see him take down his breeches?—He did that after he put his hand to my mouth, and then he forced his private parts into mine, and something warm came from him.

Q. During this time could not you make any resistance?—He put the sheet into my mouth and I could not, I had done all that lay in my power.

Q. How

Q. How long do you conceive he remained in that situation on your body?—Five minutes; after this was over he went out immediately and went and brought up some water; I was almost dead, and he brought up some water for me to drink.

Q. Did he bring this immediately?—Yes, I was very ill.

Q. Had you fainted?—Yes.

Q. Do you mean to swear that?—Yes.

Q. Can you tell at all when you fainted? Was it when he first made the attack on you?—It was when he got away.

Q. Then till he did get away you was sensible of all that passed?—I was, I don't remember his coming up stairs the second time till he put the water in my mouth, after that he went down stairs and I lay about a couple of hours on the bed before I was able to go down stairs.

Q. You do not mean that you was totally void of strength, that you could not get out of the bed?—I was too ill, I could not get up, I attempted it many times.

Q. What was your complaint?—I felt myself so ill I could not get up; I was there about three weeks afterwards; I did not know a soul in the world in London.

Q. When you did get up, whom did you find in the house?—I did not get up for about two hours; my master was in the house, and the other partner too, there was a good many people in the tap room, but I did not know them. There is a woman that lives up one pair of stairs, but I did not know her at that time.

Q. What was her business?—I don't know.

Q. When was it after this happened to you that you first made any complaint?—I found myself very bad indeed and I thought it might be because I had never known any body before; at last I applied to a surgeon.

Q. Did you not complain to your master for this ill treatment?—No, I did not at all.

Q. Did you make any complaint to the woman that lodged there?—I did not, I did not know her.

Q. Who was the first person that you did complain to of this business?—I went to live in little Mitre-court, in Fenchurch street, I was so bad I could not stay; after I found I had the bad distemper I asked the prisoner, my master, to get me into the hospital, and he sent a constable to take me up, I had left him a long time before I found out that I was so.

Q. How long ago was it?—About nine weeks ago.

Q. Did you tell him he had committed a rape on you?—I did not know any thing about committing a rape, all I asked him was to get me into the hospital.

Q. Will you swear upon your oath that you have never known him but that one time?—I never had any connection with him but then, he sent for a constable and took me up, he said, I insulted him for money, but I did not.

Q. What answer did he make to that?—I did not hear him say so, the constable told me so; the constable came and told me I must go along with him.

Q. Did you go with the constable?—I was obliged to go, he took me to the compter.

Q. How long did you remain there?—From nine o'clock till twelve.

Q. Now, I ask you when you first made that complaint?—It was when I came out of the compter.

Q. How long might that be after that happened?—I cannot rightly tell.

Mr. Knowlsey. Now, my girl, tell us a little more about this; there was a man of the name of Potts lodged in the house?—There was.

Q. There was two servant girls besides yourself?—No, but one, her name was Hannah.

Q. They said you was very fond of Potts?—They did say so.

Q. You

Q. You kept it all snug from her and from your mistress; Hannah and you slept together; Hannah was spiteful enough to say that you sometimes got out of bed and cuddled him. Young woman was not you turned out of doors for being found in bed with Potts?—I was not.

Q. Was you not found in bed with Potts?—He does not know whether I am a man or woman; I was not in bed at all, I set on the side of the bed and was sewing my cap into the crown.

Q. How came you into Potts's room?—I went in there to make the beds at first.

Q. Did not your mistress accuse you?—My mistress never turned me away, I gave my mistress a week's warning.

Q. You never applied to your master Mr. Curtis for money?—I applied for him to get me into the hospital.

Q. Did you ever send to your master for money?—I never sent to him for a farthing.

Q. How long have you been out of place?—A long while.

Q. How have you maintained yourself?—I have sold my things.

Q. You have never received money from gentlemen?—Never.

Q. Your master came in and never said a word to you good, bad or indifferent, never called you my dear; never courted you at all?—Never said a word, but immediately threw me down on the bed.

Q. You had never known any thing of this sort before?—Never before in my life.

Q. Which part of the bed did you fall against?—It was the side of the bed near the feet and my head towards the other side.

Q. When he threw you on the bed I suppose that you suspected his intention?—I did, and shrieked out.

Q. You never shrieked out more than once?—He put the sheet into my mouth, immediately crammed it in; the sheet was in my mouth all the time of the business, he was holding it down with his hand.

Q. Then he had only one hand at liberty, for one hand was constantly employed in keeping down the sheet in your mouth; that was so?—It was.

Q. How was your two hands employed against his one?—My two hands were behind me.

Q. Pray, who was it put your hands in that shape?—Seeing him bar the door I was frightened and I held my hands so.

Q. You suspected when you saw him bar the door?—I did not know what he was going to do, I thought he was going to kill me or something, I cried out and he immediately chucked me on the bed.

Q. Then he shoved you on the bed the moment that he barred the door; how far is the bed from the door?—It is close.

Q. Then you had time to make one cry and no more; how came your hands to fall behind you?—I cannot tell.

Q. That was rather odd, was not it did you ever in your life when you felt having your hands close by your side had your hands behind you before, how could they be twisted backwards by that fall?—I cannot tell.

Q. Then they remained behind all the time?—I could not get them away, I made all the resistance I could; I could not get my hands away.

Q. They then remained pinioned like a fowl?—Exactly so, he prevented me, he lay on me.

Q. The man is not two or three ton weight?—I made all the resistance I perfectly could.

Q. How

Q. How could he laying on you prevent your drawing one hand from under you?—I made all the resistance I could.

Q. Then you really could not get one hand from under your back, that man is not a very fat man?—The moment I saw him bar the door the moment my strength failed me directly, I being in a strange place what did I suppose that that man was going to do.

Q. Did you slap his face?—I did not.

Q. Did you pull his hair?—I could not get away.

Q. Did you kick him at all?—I kicked him all that lay in my power.

Q. Then you almost overturned him by your kicking?—I don't know, I cannot say but what I might.

Q. Here he lays on you and you kicking about, it is natural you should almost overturn him?—I did all that was in my power.

Q. Did you kick his shins or did you not kick at all?—I did all that lay in my power to get away, I tried to get up.

Q. How did you try to get up; the moment that you fell down he threw himself on you; where was your petticoats?—He pulled up my petticoats.

Q. Were they pulled up before you was on the bed or after?—After.

Q. How did he manage with his other hand?—And then he laid his knee on me and in that situation he lay on me, he kept my petticoats high up with his knee.

Q. And in that situation he did it?—No, he did not do it so.

Q. What did he do with his knee?—After he pulled up my petticoats he laid his knee on me to keep them up while he pulled down his breeches.

Q. He continued his knee there then?—No, he did not.

Q. What kept your coats up?—He took his knee up when he unbuttoned his

breeches; he was on the bed and my coats kept up.

Q. Did they keep up of their own accord or did you keep them up?—He kept them up to be sure.

Q. Now, how did he keep them up, he had not three hands, had he?—No.

Q. Now, let us dispose of the two; how did he keep them up?—I cannot tell.

Q. How high were your clothes?—My clothes were quite up to my chin.

Q. And you struggled and kicked about a good deal, did not you?—All that lay in my power.

Q. Still they kept up to your chin; you was quite a maid at this time?—I never knew a man before.

Q. Will you tell us how he managed to bring his private parts to your's, can you account how he did that?—No.

Q. Did you cross your legs?—No.

Q. It did not occur to you that that would be a good way to stop him; did you keep your legs a little wider than usual?—I don't know that I did.

Q. Don't you know that you did not?—I don't know that I did not.

Q. I should have thought keeping the legs close would be the best way to prevent him; do you know how he managed to introduce his private parts? where was the hand that was at liberty? one hand was at the sheet at your mouth where was the other hand?—I cannot tell.

Q. Cannot you tell me how he managed to introduce his private parts to you, because you know you was a maid?—No.

Q. Nor where his hand was? was it employed to prevent your struggling?—He laid on me.

Q. Really my girl in the way you describe it I cannot see how such a thing could be effected?—He certainly did.

E c

Q. You

Q. You did not feel where the other hand was, you never felt how he employed the other hand?—No.

Q. Never felt it about your person at all?—Yes.

Q. Then how was it employed?—He took his other to put his private parts into mine.

Q. Now my girl, how came you to tell me a minute ago that you did not know how it was employed, because I put it to you several times?—Because I was ashamed.

Q. When one hand was on your mouth and the other hand was so employed a very little struggle would have put him off; how came it you did not get rid of him when both hands were engaged?—I did all in my power.

Q. Did he continue this hand to his private parts all the time that he did this to you?—No, not all the time.

Q. How did he employ it afterwards?—I cannot tell you, I am sure.

Q. How came you to tell nobody of this affair?—I had no friends nor any thing in London, or else I would have told them.

Q. You slept with Hannah?—But she told such stories about, that I did not like to speak to her.

Q. What was the stories?—I did not like Hannah.

Q. Did you complain to her of your parts being sore?—No, not at all.

Q. In short they were not sore?—Yes, very bad indeed.

Q. Did you shew them to any body?—No, not at all.

Q. What did you do to alleviate this pain?—I did not do any thing at all.

Q. Your mistress's sister was there too I believe?—She was, she is ill I believe now.

Q. You know Margaret Vaughan?—I don't know her.

Q. Not Peggy?—No.

Q. Do you know Mrs. Lancaster that lodged in the house?—I know the woman now, but I did not know her then.

Court. Was your mistress's sister the woman that lodged in the house that you told me of just now?—No, it is not.

Mr. Knowlys. Do you know Baker the watchman?—No, I do not.

Q. Did you use at any time to carry out the pots?—No, never.

Q. Did you go out of an evening?—Not while I was there.

Q. Was there only one of the servants or two that slept with you?—But one; but my mistress's sister slept in the same room but not along with me.

Q. How long was it before you discovered the venereal complaint?—I could not think what was the matter with me.

Q. Are you sure nothing passed between you and Potts?—No, he does not know whether I am a man or a woman.

Court. Can you tell my girl what was the distance of time that you first charged your master?—At the time this affair happened.

Mr. Knowlys. We shall be able to ascertain that of another witness.

ROBERT CARROL *sworn.*

I am a silk weaver; I never saw the girl only bringing beer to my house from Mr. Curtis, he lives next door; she left her place and she brought her box, and she asked my wife to wash her some linen and she washed it for her; this was within a week or a fortnight after she left her place, I cannot say nearer; she told my wife she was going to live at No. 88, Houndsditch; she was a stranger to me only coming there; she fetched her things away and paid my wife

wife for washing them, and after that she came backward and forward with some young children that belonged to the master she lived with; and in the month of June, my daughter about fourteen years of age, one night said, she was sleeping in the necessary; I was in bed and the girl came to the bed side and told me of it; I said to my wife, let Sally sleep here to night; by my permission she came and slept with my children; the next morning I said to her, I wonder you do not keep your place, it is a pity you do not keep your place, to throw yourself in'to the street at night; she gave no reasons at all; my wife recommended her to Mr. Dobson's, she went and stayed there a little while, a very short time, there were words arose between her and the fellow servant about a pair of cotton stockings and she came away; then she went and lived at a cock's shop, in Holborn, as she told me; then she came back again and came to my house again and slept there; on being there a little while, I perceived she walked lame, and my wife used to tell me she washed herself with fuller's earth, and said, she was chafed; I said to her, if you have any thing a matter with you I will go with you to a surgeon, I went with her to a surgeon and the surgeon examined her, and he said, he thought there was nothing a matter without her blood was bad, and then she came back again and she became very bad indeed, got worse and worse; I asked her several times if she was ever acquainted with her master; I meant joking among ourselves; it was said, that Mr. Curtis was rather fond of a woman; it was not done out of any ill design to Mr. Curtis; she said, that her master never offered any thing to her, that he never behaved any way ill to her, in a while after she came to me while I was at work.

Q. Do you mean on the same day?—I cannot say whether it was two or three weeks or a month after.

Q. Can you tell me when she first mentioned this about her master?—It might be about the month of July or thereabouts; about a month after this she came up to my loom side, and she said, my master Curtis, gave me the bad distemper; I asked her how she knew that he gave her the bad distemper, and she told me that he was obliged to take the plaisters off before he could meddle with her.

Q. How often did she pretend that he had meddled with her?—I cannot say.

Q. Did you understand from this language that he had meddled with her more than once?—I should imagine by that that she did; I said to her when she told me that, did your master promise you any thing? she said, that he promised to take care of her. Then I asked her, pray did you ever tell your master that he gave you this distemper? she said no. I asked her two or three times over, she said no, she never told him. Pray, did you ever tell your mistress of it? no she said, she asked me to ask her master to get her into the hospital to get cured; I told her no, I could not think of doing of any such thing, for the time was so long I could not think of troubling my head about the matter, and if she had any thing to say to her master they must decide it themselves; that is all I know concerning that. She told me that she had a sister at the other end of the town.

Court. Just now she swore that she did not tell this to any body, because she had not a friend in town.

NOT GUILTY.

Tried by the London Jury before

Mr. RECORDER.

243. HANNAH FINDALL was indicted for feloniously stealing on the 15th of January, a silver watch, value 1l. a piece of ribbon, value $\frac{1}{2}$ a base metal watch key, value 1d. and a seal, value 6d. the goods and monies of Mary Litchfield.

The witnesses examined separate

MARY LITCHFIELD *sworn.*

I am an inhabitant of Birmingham, an house keeper there; I am a visitor in London to Mr. Isaac Dimsdale in Glass House-yard; this happened on Tuesday, the 15th of January; I lost my watch in Silver-street, at the end of Monkwell-street; I was in company with Mr. Dimsdale and his wife, and coming along a narrow passage, I was pushed a great deal, there were many in the passage besides me, and my two friends; I saw some silk binding that I had purchased that day drawn out of my pocket; from that I concluded that my pocket was picked, and I called out that I was robbed. Mr. Dimsdale immediately turned again, I had been obliged to go rather before him on account of the narrowness of the passage, and clasped his hands round me to guard my pocket and clasp hold of an arm that he judged to be mine; he called out to know what I had lost, as did several others; I told him I believed a watch; I immediately looked and found I had lost my watch, I saw my watch again in the same passage, in the hands of Mr. King, he said, he took it on the prisoner; it was while the crowd was all thick about us.

Mr. Knowlys. Mrs. Litchfield, this passage was a good deal crowded?—It was, there was a good many people coming from a chapel.

Q. It was dark at this time between seven and eight?—It was between eight and nine.

Court. Was there any lamps at the place?—The lamps were near enough for me to distinguish the silk by.

Mr. Knowlys. I believe it was under a wall?—It was at a sort of turning.

ISAAC DIMSDALE *sworn.*

I am a coachmaster; the prosecutrix, Mary Litchfield a native of the town of Birmingham, being in London on the 25th of January, was passing Monkwell-street, having hold of my arm; just as we came to the passage it was narrow, we went off the foot path into the highway and she went before me because there was a great many people; there was a man and woman that seemed to jostle her about, I immediately said, what the duce are you at? she said, somebody had got their hand into her pocket, was picking her pocket; I immediately went to clasp my friend round to lay hold of her arm, and I immediately took the prisoner by the bare arm thinking I had hold of my friend's arm; in the mean time came up Mr. Byfield, the clerk of the Chamberlain's-office, and said, what is the matter? I said, here is a person that has picked my friend's pocket, and Mr. King, of the Castle and Falcon, picked up the watch from the ground; then directly Mr. Byfield and Mr. King produced this watch; I kept the woman's hand in my hand all the time, and we proceeded then to the Castle and Falcon, Aldersgate-street.

Q. Was this woman one of the persons that was jostling your friend?—So far as this, I got hold of her arm; there was a great crowd there.

Q. Did that woman take any active part in jostling of her for the purpose?—She did, she and the man that was beside of her, they appeared to me to be jostling of her more than the other people which were in the crowd; when we came to the Castle and Falcon, Mr. King sent for the constable of the night.

Mr. Knowlys.

Mr. Knowlys. Did you search this woman at the Castle and Falcon;—Yes, and found nothing at all.

Q. There was a considerable crowd?—I here was.

Q. You was moving up the place, she was coming down?—I was close by the side of her almost.

Q. I think you said the pocket dropped?—I did not.

Q. How many people do you think might be in the passage?—Some thirty or forty before and behind.

Q. Do you mean to say that somebody's hand was in her pocket, because she has told us a very different story?—She did not know at first it was so.

George King was called on his recognition and did not appear.

JAMES BYFEILD *sworn.*

I know nothing farther than that I picked up the watch; I saw a crowd and understood that a woman was robbed; the prosecutrix said, she had lost her watch, they did not charge the woman I believe, I came up and they insisted on taking her some where to search her, and when they moved her in order to take her to be searched, I looked down and I saw the watch on the ground, I did not observe it till she was removed, then it was on the spot on which she stood; I picked up the watch, a friend of mine came up and said, give me the watch, whose name is King; he took the watch and fetched the woman back to their house, which he said, was the Castle and Falcon, in Aldersgate-street; she was taken there, I attended her there, nothing was found on her unless six-pence and a few halfpence taken out of her pocket.

Q. Was that watch shewn to the prosecutrix at the time?—It was, she said it was her own.

Ff

Mr. Knowlys. There was a great number of people close round about there?—There was people of all description, I should suppose so from the crowd round about.

WILLIAM HUTCHINSON *sworn.*

I was officer of the night; the watch was delivered to me by Mr. King or Mr. Byfeild I cannot say which, in the presence of the prisoner; Mrs. Litch'eild said, it was an old silver watch with two old green ribbons to it, and I found it answered the description; I have kept it ever since. (Produced and depoled to.)

Prisoner. I am totally innocent. I leave it to my counsel.

The prisoner called two witnesses who gave her a good character.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

244. **JOHN SPENCER** was indicted for feloniously stealing on the 4th of December, a dozen of clock pins, value 2d. a dozen of lifting handles made of brass, value 1s. three dozen of brass hinges, value 3s. a dozen of brass door buttons, value 1s. six sets of brass lock furniture, value 6s. a dozen brass rings and roses, value 1s. a gross of iron nails with brass heads, value 1s. a dozen of brass casters, value 1s. a dozen of sash spring fastenings, value 1s. the goods of Thomas Rotten.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

245. WILLIAM PITT was indicted for feloniously stealing on the 28th of January, two pair of mens leather shoes, value 10s. two pair ditto, value 4s. one pair ditto, value 3s. the goods of Ann Fogg, widow.

ANN FOGG *sworn.*

I lodge at No. 5, King's Head-court, Shoe-lane, I am a widow; I clean shoes; the prisoner stole five pair of shoes from me on Monday morning; I caught him selling them; I never saw him before this time. On Monday morning last was three weeks I left him in the court, and he ran away with the shoes, at the time the shoes were in a basket, they were in Hind-court, facing Water-lane; I clean shoes there; they were packed all ready for shining off, this was about ten o'clock as near as I can guess; I went away from Hind-court and I was not gone above ten minutes, I left the shoes under the care of the prisoner, he wanted his own shoes cleaned, he came up to ask to have his shoes cleaned, he had them on his feet and he pulled them off to be cleaned; I cleaned them for him; I saw them on his feet; he sent me of an errand; he pretended to know a servant maid there, and he sent me for a quartern and half of gin; there was a servant maid went out with a plate in her hand and he said, he knew her, and then he asked me to go for the quartern and half of gin; I went to the Kings and Keys in Fleet-street, for the nearest place; he gave me six-pence to get the gin; I was absent only a few minutes, when I returned with the gin, he was not there nor the shoes, he had drawn one basket out of the other; I desired him to take care of my shoes and basket and he took all away; I ran as fast as I could into Field-lane.

Q. How came you to go into Field-lane?—God Almighty directed me I was

in so much distress, I did not know where to go, I ran directly into Field-lane and caught him in the shop.

Q. Was that the first shop you went into in Field lane?—I asked in the first shop and I did not see the prisoner there, but I went into the next shop, the house of Jane Stuart, and there I saw the prisoner, in her shop; I went in and I asked if any body had been to sell any shoes? the prisoner answered me and said, no mistress, there has been nobody selling shoes here; a little boy came out and said, that man has brought five pair of shoes, and the prisoner said, it was no such thing; so that little boy went in to his mother, he appeared to be about thirteen or fourteen years old, I laid hold of the prisoner and the man of the shop produced the shoes, and a gentleman came in and said, I should prosecute him and he was taken to a place in Hatton-garden, before the magistrate; the shoes were delivered to the constable.

Q. Now all these things you must have answered for them if they had been lost?—I must indeed.

Prisoner. I never spake to her at all, not one single question, at her coming into the shop she did not know me.—I knew him to be the person that took them.

Court. When you came into the shop, and he answered as the master of the shop, no, no, there were no shoes brought in here, did you know him to be the same man that had his shoes cleaned, and sent you for the gin?—I knew him to be the same man, I took hold of his collar, and I said you are the man, and have got my shoes, that was after he had answered, no, no, there has been no shoes selling here, and before the boy came up.

WILLIAM BUNN *sworn.*

I am a porter; I went into Field-lane about ten o'clock in the morning; I believe

lieve it was a Monday ; I went into Mrs. Stewart's shop, and I saw this man standing there, I wanted to sell a pair of boots, about two minutes after I had been in there, I saw this old woman come in crying, and she asked, if any shoes had been sold there ? that man at the bar answered no ; the man that did belong to the shop, and the prisoner were there ; the prisoner was there before me ; the little boy that was in the shop ran back to his mother, and acquainted her of it, that there was a woman had lost some shoes, and directly the shoes were brought forward into the place, the mother is here, but the boy is not ; then they were shewn to the old woman, and the old gentlewoman owned them, and said, there was every thing there, only the strings had been taken out of one pair of them.

Q. Did the little boy say in the hearing of the prisoner who it was that brought the shoes there ?—He said, the man there, the man waited for the money, they had agreed for 12s. he asked 14s. the boy was telling his mother not to let him have the money, because he thought they were stole, because the woman had come to own them, the shoes were produced, and the woman owned them ; as soon as the woman owned them, he was going to run out of the shop, and I caught hold of him by the collar, and when I caught hold of him by the collar, there was some gentleman there bid me take him before the justice, he walked there, I took the shoes up with him, and they were delivered to the constable, he has them now.

Prisoner. In the first place, he said, I asked 14s. for the shoes, and then he said 12s. and then he said the woman would not give me the money, because she thought I stole them, she never said any thing about it.

JANE STEWART *sworn.*

I keep a shop in Field-lane, a man

came into my shop, with five pair of shoes, and he asked 14s. for them, and I did not know so much about the business, I took them to one of the men to shew them what they thought they were worth, in the mean time, the woman came in, and my boy came up, and said, mother, the man has stole the shoes, there is a woman come after them.

Q. Is that the man ?—I don't know, I was so frightened when I came down stairs.

Q. Did you see who the man laid hold of ?—Yes.

Q. Did not you see the man carried out of your shop ?—I did not take much notice of him.

Q. Had you never seen the man that offered you these shoes before ?—Never to my knowledge, it is very like the man.

Q. Was you before the justice at Guildhall ?—I was.

Q. What account did you then give of the matter ?—I said I could not possibly swear.

Q. And you now swear that you never had seen that man before to your knowledge ; have you had no dealings with that man before ?—Not to my knowledge.

— HORNE *sworn.*

I have got the shoes ; I received them at Guildhall ; the prisoner was brought in by Bunn, and another person, and the woman ; the shoes have been in my custody. In taking the prisoner to the Compter, the prisoner informed me that he found them (Produced and deposed by Thomas Dutton, as being his own, his father's, and his brother's, and also deposed to by the prosecutrix.)

Prisoner. Last Monday was three weeks, about ten o'clock, coming from King's Head-court, these shoes lay in a narrow passage, I saw them lay there, I stopped there a minute or two, I took them up, and went home with them, I thought

thought there was no owner to them, and I went into Field-lane to dispose of them; in the mean time, while I was in the shop, waiting to dispose of them, that old woman came in, that elderly woman came in, and I asked her if they were her shoes, she said, I believe they are mine; good woman, says I, if you believe they are your's take them, you are welcome; I was going to the door to speak to the lad, who saw me pick them up, and the boy, the woman's son laid hold of me, says the woman I want nothing of him, I have got my shoes, I am very glad, and the porter took hold of my collar, and I was taken before the magistrate; as to my part, I never saw the woman before, till I saw her in the shop. I had people to my character these two days past, but I did not expect my trial to come on to-day.

GUILTY. (Aged 48.)

Imprisoned six months in Newgate, and publicly whipped.

Tried by the London Jury before Mr. Justice GROSE.

246. WILLIAM HOYLAND, WILLIAM THOMAS, and THOMAS TISDELL were indicted for feloniously stealing, on the 21st of January, an 100lb. weight of lead, value 10s. belonging to George Davis, affixed to a certain dwelling house of his.

GEORGE DAVIS *sworn.*

I am a brewer in Maiden-lane, in the Borough. On Monday morning, the 21st of January, the watchman that was on the beat in Brooke's Market came to inform me that a house, which I have in Brooke's Market, the Three Jolly Butchers, had been broke open, they had taken some young fellows in it, and had taken some lead off the premises.

JEHU WARD *sworn.*

I was watchman in Brooke's Market. On the 21st of January, my partner called to me, and said, Ward, here is a cellar window open. He is ill he, is not able to attend here, he is in the hospital; accordingly I went over to him, and we knocked the people of the house up, this was in Brooke's Market, I went down into that cellar after the people were up, and I could find nothing at all in it; accordingly I saw three or four bars of the grates broke up, I said there was somebody in the Three Jolly Butchers; accordingly I went further up, and I heard a great knocking in the house; accordingly I went to the door, and there was a padlock on the door, on the outside; accordingly we agreed on it to pull our coats off, and to go down into the cellar to see who were there in the house, and I went away up into Gray's Inn-lane, and I turned my rattle for assistance; assistance came, Edward Lee, and another watchman William May, a bye man came down. My partner's name was Welch, me, and Welch, and May, went down, we went and searched all the house over, and found nobody at all in it; we came out again, and thought we would acquaint the inhabitants to be cautious, because there were thieves about; all we came out, and the prisoner Hoyland came to the fore door in the inside, and cried thieves; the fore door was shut, and the padlock outside, he said, there was thieves in the house, we shall all be murdered: We then went down again into the cellar, the same way as we came up, and when we came into the passage, I found young Hoyland in the passage of the tap-room, he says to me, my brother is in the yard, I looked round in the yard, and I could see nobody at all, and then Lee brought a ladder, and Lee got over, and he turned Tisdell over, and we took them out, and we took them two to the watch-house; I never

I never saw Thomas till I came to the watch-house; when I got into the house, I saw a piece of lead lay on the table of the tap room; the lead is here. I looked at it, there is no appearance of its being cut; there was the print of the lead where they brought it down stairs from the top of the house, where they rested it, it is above half an hundred weight; the next morning we went to the place, and it appeared to be taken from the top of the house; I did not see any left at that part, it was part of a gutter, the whole of the gutter was gone; when I went into the cellar the next morning, I found another piece with a pipe to it.

EDD LEE *suorn.*

I am a watchman, I was on watch this 21st of January; Ward the watchman in Brooke's Market turned his rattle for assistance, I went to see what was the matter, he said, there was an alarm of some thieves, he supposed they were in the Jolly Butchers public house, in Brooke's Market, I went with him to see what was the matter, there was a cellar broke open by somebody; not the cellar belonging to the Three Jolly Butchers.

Davis. I have a cellar under another house, which has no communication with the house, it is under, but goes directly into that public-house.

Lee. Welch, May, and Ward, forced up the flap belonging to the Jolly Butchers, and went down that way, while they were down there Fincher, another watchman and I stood above, we stayed above to watch this cellar window, while they were down there, it appeared to me, that this here cellar, that is broke open belonged to the green-stall: I told Fincher to stop there a bit, and I would go down this place to see how the cellars were; accordingly I got down the cellar that was broke open, and went down into the cellar, when I went down, I found it had no connection with the

green stall, but was an arched cellar which came into the street, I then went from that into another arch, and from that to another; there were three arches; and then I got to the cellar which belongs to the Jolly Butchers, then I went up the cellar stairs, and I went into the tap room, and in the tap room I saw one of these pieces of lead rolled up, and laying on the table, I did not look any further then into the house, but went down the cellar stairs again, and got out into the street, and I told Fincher, the other watchman, how the cellars were, that they were connected all in one; Fincher said, he would go and stand at the corner, in case if there was any body they would come out backward there from the other houses; I took my lanthorn, and set it down by the cellar that was broke open, and I went and stood by this flap of the cellar of the Jolly Butchers, they were about five or six yards apart; while I was there I saw Davy Thomas, the prisoner, come out of that cellar, its him that stands in the middle, he goes by the name of Davy, I have known him many years, he came out of that cellar that was broke open, I seeing the man come out, I made up to him as fast as I could, just as he was rising from the cellar, I caught hold of him, I said, Davy, I believe I have got you, with a sudden jerk he snatched himself out of my hand, and ran up the market; he out ran me, Fincher and May, was very handy to him, I told them to run after him, and I went back to the cellar, I had been at the cellar about two minutes, and May brought him back to me, and I said take him to the watch-house, he is the man that came out of the cellar, and they took him to the watch-house, I stood at the cellar for a great while, I suppose for an hour, until such time as I heard Ward say, Lee come down, we have got one here, I went down directly as he called

called me, with a ladder, which we borrowed at the green-stall, and went up the cellar stairs, as soon as I got up on the top of the cellar in the passage, I saw Ward had hold of Hoyland, the prisoner, Ward said, go into the yard, I heard an alarm in the yard, I took the ladder with me, the yard is surrounded with houses, and there is a partition at one corner partitioned off, this partition is about six or seven feet high; the inhabitants were looking out of their windows, some of them said, that they saw a man get out of the Jolly Butchers, back door, and get over that partition, and they said, it was impossible for him to go through that way, and as they had not seen him come back, that he must be there now; accordingly I got over, and I found that in the yard there was a little fowl house built, and I looked about in the yard, and up in the corner, between that and the partition, I saw the prisoner, Thomas Tisdell, he was not down nor properly up, but like down on one hand and knee, I asked him what business he had there, he did not give me any answer, I desired him to get over the partition back again, the other watchmen came up and they took him.

Prisoner. I wish to know whether the lead fitted or no?—I don't know.

WILLIAM MAY *sworn.*

I was one of the watchmen, I went into the house along with Ward and Welch, I went all over the house, and out upon the house, we could find nobody; Ward and I came back, and I put my lanthorn on the parapet gutter and stood still; I went and searched for them, and could not find them, on that we all came out of the house again; I went down into Leather-lane, and Lee called out there is one got out, and he told me Fincher was gone after him, I ran after Fincher, he saw him run up a pair of stairs, called the Hole in the Wall passage, I ran up these pair of

stairs, and caught him at top in the passage, it is a pair of stairs belonging to a house, it has no under floor nor street door at all, I asked him what he did there? he said, it was his lodging, I laid hold of him, and told him I would help him to a better lodging, I took him back to Lee, and he said, that was the man.

Court to Lee. How long had you known Thomas?—I have known him about six years, he is a butcher I believe, his mother lived a neighbour to me some years, I don't know as he served his time to any thing; I saw him every night at Gray's Inn-lane, at a house of slight character among bad people.

Court to May. Did you see this lead fitted?—I did, both the pieces, they were fitted to the back part of the house over the garret window, in what they call a fillet gutter, one piece fitted very well.

Prosecutor. I employed two men on Thursday the 24th, to fit this lead, I saw them fit one part, that has the pipe to it, a very remarkable piece of lead, and it appeared to fit; but, my Lord, I have to observe, that the two plumbers that I employed, they cut off these two little pieces of lead from the others, and threw them down; one plumber was endeavouring to fit the lead on the outside of the house, and the other was inside of the house in the garret; I walked from one side of the house to the other, presently came down one of these rolls of lead, as if it had been rolled up, in a very little time while the watchman was present came another; I don't know whether it is fair to mention it, there was some little bribe.

— KING *sworn.*

I am a carpenter, I was there when the lead was fitted in the gutter, and it all fitted exactly, I don't know the day.

2. Where did you get the lead that you fitted there?—The watchman had it of Lee; I got it from the office, Hatton-garden, and the two plumbers had it of me.

Ward.

Ward. The lead that we found in the house, me and May carried to the office; it was never carried to Mr. Davis's.

Lee. I locked it up in my house, and it was carried afterwards to be fitted, I went with them and took it to the house.

King. I saw it fitted, and helped the man to fit it; it fitted exactly, these pieces that were pulled off, they all came certainly from that place.

Prisoner Hoyland. I was coming by this place, going across the market and was going home.

Prisoner Thomas. I was coming home late from Lambeth, and I heard this man cry out there goes one.

Prisoner Tisdell. William Hoyland and I were out drinking sixpennyworth of crank together; we went into Gray's Inn-lane, as I lay in the Jolly Butcher's house before, I went in there, and I went into the back yard, and went to sleep.

ANDREW MUZZARD *sworn.*

I know Ward, I heard him say he would do Hoyland if it was possible.

Q. Where did this conversation take place?—At the justice room.

Court. Do you know the prisoner at the bar?—I have known Hoyland ever since he was a child; I have known his father this thirty years.

The prisoner Hoyland called five witnesses who gave him a good character.

The prisoner Thomas called one witness who gave him a good character.

The prisoner Tisdell called two witnesses who gave him a good character.

Thomas Hoyland. GUILTY. (Aged 18.)

William Thomas. GUILTY. (Aged 18.)

Thomas Tisdell. GUILTY. (Aged 20.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Baron THOMPSON.

247. FRANCIS NEALE was indicted for feloniously stealing, on the 12th of January, two pewter quart pots, value 3s. one pewter pint pot, value 12d. the goods of William Chapple.

WILLIAM CHAPPLE *sworn.*

I keep a public house, the Black Dog, the corner of Long-alley, Brown-street, Moorfields; I lost two pewter quart pots and a pint pot. I missed them the 12th of January, and I found them myself in a dust cart the same day between two and three in the afternoon; the prisoner was employed by me to take the dust out of the cellar, he was the driver of the cart, they were covered over with dust; these men had fetched my dust away for four or five months, the man came this day to take the dust, and the boy told the maid to tell me that he had got a pot; I took them out of the cart and put them in the bar, and marked them separate at the time; in consequence of the information I also went down into the cellar, the moment I was down the cellar stairs the man that was employed by this man takes the pot out of the basket, and runs and put it down in the yard, by the side of the cellar.

JOSEPH DOWLING *sworn.*

I am a looking glass grinder; I was going past Mr. Chapple's door between one and two o'clock, on the 12th of January, I asked what was the matter, and they said the dustman had been thieving some pots, Mr. Chapple said that the prisoner was in the cellar; and Mr. Chapple was contesting with him to get into the tap room, persuading him to go up stairs, he had been taking a pot out of his basket, and he drove him up stairs before him; when he came up stairs the publican said perhaps he had got some in his cart already, so he jumped into the cart

cart and he takes the broomstick and he stirs about a pot which he gave into my hand, he found a quart pot in the dust, and a pint pot, and he was for sending for a constable to give charge of him; and this prisoner tried to make his escape down Long-alley, the landlord pursued him, and brought him back into the tap room, and he said he should not stir from there till such times as he had given charge of him; the constable came, and he charged him with him, and he was afterwards committed.

Court to Chapple. Did you see the pot taken out of the basket in the cellar?—Yes, this man the prisoner was filling in and the other man stood by.

Q. Did you go into the cellar before you went into the cart or after?—Before.

Q. Who had the basket?—It stood at the bottom of the stairs.

Q. Whose basket was it?—It stood at the bottom of the stairs. This man's partner, took this quart pot, out of the basket; I saw him do it, and ran into the back yard, and put it down on the pavement; that basket belonged to him; the basket was not in either of their hands, it was on the ground standing.

RICHARD MORBY *sworn.*

I was pot boy there, I was in the cellar and they were making a scuffling with the pots, both of them; they told me to go out to get an old birch broom to sweep the dirt up, they had a new broom and that would not do for them they said, I turned, and just as I turned, I saw the prisoner put an hand and take a pot, and put it into the basket, it was a quart pot; and I went up and the maid, and she went up and told master, and master came down directly.

Q. Do you keep these pots in the cellar?—There were six dozen in the cellar.

Court to Chapple. Have you kept these pots from that time to this?—They have never been used, they have been tied together ever since; there is my name, and the name of the place, and the sign on them all.

Prisoner. I went to take this gentleman's rubbish away, and there was another man with me, and he filled the basket while I was at the cart; and what he put in I don't know, for I never saw any thing of the kind, nor never touched any thing of the kind.

Court to Morby. Was it this pot the pot in the basket, or was it the other?—It was this.

Court to Chapple. Were these the servants of the dustman?—They were, and I went to the master afterwards and he gave them a very good character.

GUILTY. (Aged 30.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

248. JAMES NEW was indicted for feloniously stealing, on the 20th of January, twenty pounds weight of lead belonging to John Briggs, affixed to a certain building of his.

HENRY HUNT *sworn.*

This lead was stole from a house intended to be called York Place, a house unfinished in Baker-street, near Portman Square; the house belongs to Mr. Briggs, I do not know Mr. Briggs christian name.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

JOHN

249. JOHN SWINNEY and CHARLOTTE PEARSON were indicted for feloniously stealing, on the 16th of February, two linen sheets, value 12s. a cotton bed quilt, value 5s. a copper tea kettle, value 5s. a tin sauce pan, value 2s. 6d. and a flat iron, value 12d. the goods of Patrick Mordant in a lodging room.

PATRICK MORDANT *sworn.*

I let a room to John Swinney and Charlotte Pearson; I let it to John Swinney, the man was responsible.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

251. ELIZABETH THOMPSON and ELIZABETH COX were indicted for stealing, on the 11th of February, six guineas and eighteen shillings, the monies of William Scott.

WILLIAM SCOTT *sworn.*

I am a tallow chandler, a married man, last Tuesday was a week, three quarters before one o'clock in the morning; I had been up into the city settling some of my affairs with my creditors which I serve with candles; my customers I mean.

Q. Had you been drinking?—No I had not.

Q. Where was the place you had been settling this business?—One was in Chancery Place, the other was in Leadenhall-street; I met the women in upper East Smithfield, they were standing by a corner, the women stopped me, Elizabeth Thompson kept hold of my collar, and Elizabeth Cox put her hand

into my pocket, my left breeches pocket, and then they both ran off immediately.

Q. Did you say nothing to them at the time?—No, not at that present time.

Q. Did you perceive her take any thing?—I perceived she took my money out of my pocket, I immediately clapped my hand on my pocket and I found what it was, I kept hold of the chain of my watch, with my right hand; I immediately called out for the watch, and they both ran as fast as they could; I called out to the watch and laid hold of Elizabeth Thompson, and Elizabeth Cox at the time she was running she dropped her bonnet which Elizabeth Thompson picked it up; there was a fire at some distance off, and a crowd of people; Elizabeth Cox ran in among the crowd of people, and I lost her in the crowd; I detained Thompson and gave charge of her; the officer pursued Cox; Thompson was brought up before a court of justice and carried to the watch-house, she was examined by the justice.

Q. Was she examined that night?—They overhauled her, her pockets were overhauled by the officers of the watch.

Q. Was any of your money found?—None on Elizabeth Thompson.

Q. How soon did you see Cox afterwards?—I did not see Cox till she was taken by the officer, I never saw her till she was taken up, and carried before the justice in the afternoon; she was in the officer's custody; he brought her up, I saw her at justice Davis's in Fore-street, I believe she was brought by the officer, I don't know who was along with her when she was taken.

Q. Was any body with her but the officer?—No.

Q. You saw her in one of the rooms at the office, was there any other woman in

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in the room?—No, not in the office, the officer took her by the description I gave of her.

Q. When she was brought into the office, did the officer point her out to you?—I told them that was the woman as soon as I saw her, she did not say any thing to me at the time.

Q. Are you quite sure that she was the woman?—Yes.

Q. You say she had a bonnet on?—Yes, but she dropped the bonnet, and the other picked it up.

Q. Were there any lamps near the place, or was it a moon light night?—The night was pretty clear.

Q. Had you any conversation with these women before they did it, or was it done instantly?—It was done instantly.

Q. You had two people to take notice of, one collaring you, and the other employed with her hand in your pocket?—I had.

Q. Did you take observation enough of them to swear to them?—I did.

Q. Did you ever see them before?—I never did.

Q. Now was Cox examined at all?—Not that I know of.

Q. Has your money ever been found?—No.

Q. Now you was perfectly sober?—I am sure I was perfectly sober.

Prisoner Cox. Was you not drunk?—I was not.

Prisoner Thompson. Had you not been drinking with one officer, Mr. Bare?—I was not.

Court to Scott. Have you told exactly all that passed between you and this woman, had not you conversed with them, or any thing?—No.

JOHN DAWS *sworn.*

I am a supernumerary man, I was in the watch-house facing Smock-alley, and

I saw this Elizabeth Thompson and another come by my watch box; and the first had never a bonnet or hat on, and they had both past my box about five yards, and the prosecutor caught hold of Elizabeth Thompson and stopped her; I don't know as ever I saw them in my life before.

Q. Who dropped the bonnet?—I cannot say, Elizabeth Thompson had it in her hand when she came by me, and the other that was before her, said why don't you come along? when the prosecutor caught hold of them, he said, return me my money? she said, what money? says he, the money you took out of my pocket, or else I will charge the watch with you, with that he gave charge directly; she put her hand into her pocket and said, I will shew you all the money I have got, and pulled out two or three halfpence; as soon as the other found that she was stopped, there was a fire close by, and being a crowd, she set off directly into the crowd, and I could not get any more sight of her.

Q. Did you observe Cox enough to swear to her?—I did not, I cannot say the other woman was Cox.

Prisoner Thompson. That bonnet I picked up at the fire in East Smithfield.

Court to Prosecutor. When was it you had last seen your money, before these people took it out of your pocket?—About ten minutes before I came to this place; I had six guineas in gold and eighteen shillings in silver, I lost it all every halfpenny? it was loose in my breeches pocket, I had changed at a public house in this place, right facing Newgate, I had change for a guinea, there I paid for a pot of beer.

Q. Was that all you paid?—That is all.

Q. What did you pay for your pot of beer?—I paid two shillings to another man; I paid it as I came home.

Q. That

Q. That will not make it out?— I had a relish to eat, and they charged me ninepence for it.

Prisoner C. I never saw the man till the very next day, when the officer came to take me up; I was searched and I had nothing, I never saw the gentleman before in my life, I have wore a hat for above this seven years, as for a bonnet I never wear any.

Prisoner Thompson. The officer said that he had a bottle of wine and two pots of porter with the prosecutor.

Court to Prosecutor. How much might you drink in the whole course of that time?— I drank nothing but a pot of beer and a pint throughout the whole night.

Both not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

252. SAMUEL EDWARDS was indicted for feloniously stealing, on the 18th of January, one quart pot, value 12d. four pint pots, value 2s. the goods of John Proffer.

JOHN PROSSER *sworn.*

I keep the sign of the Ship, in Gray's Inn-lane; I did not see the prisoner take the pots, I never saw the pots after they were taken away; I sent my boy out at the hour of four o'clock, on Friday the 18th of January; his name is Lewis Morgan, and he returned to me without his pots; as soon as I found my pots were lost, I repaired to the prisoner's father's house, who lives in the same lane, Gray's Inn-lane; I saw the prisoner there, and I laid hold of him; and I told him he had stole my pots, I laid hold of

the button of his coat, saying I must take him to a justice to answer for what he had committed; he immediately drew back, and drew a knife on me; I went immediately to the Rotation-office in Hatton-garden to get an officer.

Q. What sort of a knife?— A clasp knife, the officer has got it; on his drawing his knife I drew back; and went to Hatton-garden to the police, and brought Robert Smith the officer with me, when we came back to the house we went in, he drew his knife again on the officer, the officer as he advanced desired him to shut his knife; on his non-compliance the officer wounded him in the hand with his hanger; he then told the officer he would shut his knife, and the officer took him; and then we took him to the Rotation-office, and as soon as we got into the street, he gave me a knock down blow in the street.

Prisoner's Counsel. Was he sober?— He may be in liquor, but he was not drunk.

Q. He certainly was not sober?— He may or may not be.

Q. You say he was in liquor?— He might, I don't know that he was or was not.

HENRY CARPENTER

Prisoner's Counsel. How old are you?— Going of eleven.

Q. You have been at school I suppose?— No.

Q. Do you know the nature of an oath?— No.

Prisoner's Counsel. Go down then.

Court. Have you never been told what will become of you if you tell a story?— Go to the Devil.

Q. If you swear what is false what will become of you?— Go to the Devil.

sworn.

sworn.

My uncle is an hair dresser, I live with my uncle, he lives in Gray's Inn-lane No. 18, I have seen the prisoner at the corner of our court at the public house; I was going for two sixpences for a shilling.

Q. What do you call your court?— Charlotta Buildings.

Q. Do you recollect the day of the week?— I do not.

Q. The day of the month?— I do not.

Q. Do you recollect how long ago it must be?— I do not. I saw the prisoner at the top of Charlotta Buildings, it was after dinner.

Q. What time do you dine generally, one or two?— It was almost four, I saw the pots in the prisoner's hand, I took notice of the handle, there was P. I. A. on them.

Q. Were they quart pots or pint pots?— I did not take notice what pots they were.

Q. Did you see him take them?— No, he had them in his hand, he went into the public house with them the corner of Charlotta Buildings, he did not stay above five or ten minutes; and then I saw him go down the court.

Q. Did he bring the pots out with him?— I don't know, I saw him with something under his arm in a blue apron, when he went in he had them in his hand on a leather strap.

Q. Was the blue apron on before him or was it loose in his hand when he came out?— He had it under his arm; he had never an apron on when he went in.

Q. Did it appear flat or bulky?— quite bulky under his arm.

Q. Did you give any account of this to any body?— Yes, I told it to our lodger up in the garret, Mr. Burton thought it was very odd he should go out

instead of the pot boy with the pots, and I took notice of the pots, P. I. A.

Prisoner's Counsel. Where did you see these three letters; where was you?— He was going in at the door.

Q. Was there any lamps light?— No.

Q. Was it light or dark?— It was lightish at that time.

Q. You don't know what pots they were?— They were pint pots or quart pots.

Court. Do you know how many they were?— I don't know; he had them in his hand.

LEWIS MORGAN *sworn.*

I am pot boy at the sign of the Ship Gray's Inn-lane, Mr. Prosser's; I left five pewter pots four pints and a quart, I left them at No. 18, the corner of Charlotta Buildings; I left them in a passage at four o'clock on Friday the 15th of January, I left the pots while I went up stairs, and I was not up above two minutes, and came down; and the pots were gone.

Q. Did you never know who took them?— No.

Q. Did you ever see them since?— No.

Q. Did you tell your master of it?— Yes, I went home directly.

Prisoner's Counsel. What pots do you say you lost?— Four pints and a pot.

Q. Is that the account you gave before the magistrate?— It is.

Q. The examination stands, that you swore before the magistrate that you lost two pewter quart pots and three pewter pint pots.

Court. You find suggested to you, that on the examination before the magistrate you said that there were three pint pots and two quart pots; which do you

you mean to say was left?—Four pint pots and one quart pot.

Q. Are you sure that before the magistrate you gave the same account?—Yes, I did.

Prisoner's Counsel to Prosecutor. Was you with the boy when he was examined before the magistrate?—I was.

Q. Did you see him write his name?—I did.

Q. Did you see the magistrate sign this paper?—It was handed to him.

Q. Was it read over to Morgan?—It was.

Q. What account did the boy give?—The boy always told me four pints and one quart from the beginning.

Q. What did you hear him say at the magistrates?—I cannot upon my oath call to mind; the boy being a country boy was a little shagreened at going before a magistrate never having been before one before.

Court to Henry Carpenter. What public house did the man go in with the pots?—The Pheasant's.

Q. How far was that from Mr. Proffer's?—Mr. Proffer's is in the same street higher up to Holborn, not above two hundred yards.

Court to Morgan. Can you read?—Yes.

Q. Do you know what was written on the pots that you lost; J for John, and Proffer at full length, the sign of the Ship Gray's Inn-lane.

Q. Was there any letters?—Yes, I. P. A. on the handle.

Prisoner. I was going to have a pint of beer at my father's house, with that my father said Mr. Proffer thinks you have got some pots; Mr. Proffer came in a passion, and I told him not to use me ill; I would go with him if he would get an officer, he used me very ill in the street.

The prisoner called witnesses who gave him a good character.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. RECORDER.

253. HENRY DE LA HAYE SYMONDS was indicted for publishing, and causing to be published on the 6th of August, a certain scandalous and seditious libel in a book, entitled the Rights of Man, part second; by Thomas Paine.

(The indictment was opened by Mr. Fielding.

(And the Case by Mr. Attorney General.)

The prisoner, by his Counsel, Mr. Raine, acknowledged himself GUILTY. After which Mr. Raine addressed the Court in mitigation of his offence.

GUILTY.

Tried by the London Jury before Mr. Justice GROSE.

Fined 20l. Imprisoned for two years, and afterwards to find security for his good behaviour for three years, himself in 200l. and two sureties in 100l. each.

254. PHILIP WARNER was indicted for that he, on the 1st of February in a certain Nursery ground belonging to Mary Kirk, William Kirk, and Joseph Kirk; unlawfully did enter, and take five shrubs called Mazarion shrubs, value 50s. then and there growing in the said Nursery ground; and being the property and

and belonging to the said Mary Kirk, &c. then and there growing, standing, and being; unlawfully, did break, spoil and destroy, against the form of the Statute

Indicted in the second COUNT for feloniously stealing the same goods.

(The Case was opened by Mr. —.)

WILLIAM KIRK *sworn.*

I am a Nurseryman, I live at Brompton, in the parish of Chelsea; the Nursery belongs to me, my mother Mary Kirk, and my brother Joseph Kirk; between the hours of half past five on the 1st of February, and half past seven on Saturday morning, the 2d; the property was missed, I was robbed of a quantity of Mazarion shrubs, I had seen them there the night before, in the garden standing, and growing; I missed them on Saturday morning, a little after eight, my brother was the first who missed them.

JOHN WHITE *sworn.*

I am a gardiner, I work for Mr. Kirk I worked for him the 1st of February, I was in the garden all that day before; but I don't recollect seeing the Mazarion roots there; I returned to work a little after six on the 2d of February, it was light; when I came to work in the morning, my master took me up the ground, and I saw the ground all torn to pieces, and the tops of them left on the ground; and some of them found in the other man's ground, the neighbour's.

Q. What time was it you missed these Mazarion plants?—I did not miss them before eight o'clock, they could not be taken away by day light, without our knowing it.

Q. Did you observe that piece of ground?—I cannot say I did.

Q. The question I ask is whether you will undertake to say that no man could come at the place without your seeing it?—I cannot say for I saw nothing particular.

TIMOTHY RAHORDIAN *sworn.*

I am a gardener, I work at these grounds, I recollect seeing the Mazarions growing there. On the first of February, I left work at dark, I returned to work the next day as soon as we could see; when I went up to work and came in from breakfast, I missed the shrubs, this might be between nine and eleven o'clock.

Q. Did not you see the place where the Mazarions had been before that time?—Yes, but not at that day.

Q. Had you been at work in the garden all the morning until you missed these shrubs?—I had.

Q. Near to this place where they were taken from?—I cannot rightly tell, we go according to our orders, I cannot certainly be positive.

JOHN BLACKWELL *sworn.*

I keep an herb shop in Covent-garden Market; I saw the prisoner at my shop, on the morning of the 2d of February, about half after six on Saturday morning; he came to my shop before I saw him, I was in bed, and my man called me up, and I saw a bag of mazarion roots in the shop, the prisoner had them to sell, I asked him what he asked for them, he said, he asked one shilling a pound, I told him I should detain him, and the roots, in consequence of information of some nursery grounds being robbed; I asked him where he got them? he said, he got them from a man at Paddington; I then

I then sent for a constable, and he was taken to Bow-street; the roots were then produced, and Mr. Kirk then brought the tops after some little time, and a great many of them were matched with the roots. (The roots produced, compared, and several of them exactly matched with the tops where they were cut, found in the prosecutor's gardens, and the other gardens, which had no Mazarions growing in it, it being a market garden.

Prosecutor. There is a wall between our garden, and the market garden of eight feet and there was the marks of feet on it.

Q. Did you trace no foot steps in your garden ground, where the tops of the Mazarions were found?—I could, and marks where they jumped down from the wall.

Q. Did you trace any on the opposite side?—I did not that day.

Q. Pray, sir, how many did you lose?—I cannot be positive, there might be seventy, but I can swear to fifty, they were worth about one shilling a plant.

Prosecutor's Counsel to Blackwell. What do you consider the value of these things to be?—The price of the plants is one shilling a piece, but we give one shilling a pound for the roots.

Court to Blackwell. What time did you see the prisoner that morning?—At half past six o'clock, we had lights burning there.

Prisoner to Mr. Kirk. What marks have you got that you can swear to the roots against any other roots.

Court. The marks are these, he does not say, that there are any particular marks on the roots, except that the roots appear to have been cut, and that by putting the top of the Mazarion to the root of the Mazarion, one part agrees and tallies with the other, that is the reason that induces him to swear to them.

Prisoner. That is done since.

Prosecutor. We tried them in the presence of Justice Bond.

JOHN GULLIFORD *furn.*

I live with Mr. Blackwell. On the 2d of February, I saw the prisoner there, I came in about a quarter after six, I went to my master's home, and got the keys of the shop, and while I was unlocking the shop, this man came to me, and asked me, if I wanted any Mazarion roots? it was dark, he came into the shop, I asked him where they were? and he said, he would fetch them, he brought them into the shop; he said directly, I will be glad if you will dispatch me as soon as possible, he said, a person was waiting in Hart-street for him, says I, as soon as I have got the things out of the shop, I will weigh your roots; accordingly my fellow servant came in, and I sent him over to my master, and my master came.

Kirk. I have known the prisoner at the bar several years, he usually used to work in nursery gardens and grounds, he has worked for me, and he has worked for my father at different times, the last time he worked for me was about ten or eleven months ago, as nearly as possible.

Prisoner. I was coming one morning from my wife, going to my wife's brother in Cold-bath-fields, and coming along the road I picked up this bag of roots by the road side, I brought them to Covent garden; I thought they belong to me as much as any body else; I asked Mr. Blackwell, if he wanted any roots, and when he came, he said, he had information given out by Mr. Grimwood, if there were any thing came they must be stopped.

JOSEPH

JOSEPH HOWELL, sworn.

I am of the King's Road, Westminster; the prisoner worked with me between two and three months before he was apprehended. On the 1st of February he worked at my shop till eight o'clock on Friday evening; I heard no more of him till I heard he was apprehended in Covent-garden; from the time he was with me, he behaved himself in a very honest diligent manner.

The prisoner also called four other witnesses, who gave him a good character.

GUILTY. (Aged 23.)

Imprisoned six months in the house of correction, and fined 12s.

Tried by the first Middlesex Jury before Mr. Justice Gase.

[The fourth being the last Part will be published in a few days.]

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 20th of *February*, 1793, and the following Days;

Being the THIRD SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

MANOAH SIBLY,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

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THE WHOLE
P R O C E E D I N G S
ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

255. CAROLINE JONES was indicted for feloniously stealing, on the 22d of December, one pair of linen sheets, value 12s. a linen table cloth, value 14s. three linen shirts, value 1s. four lawn neckcloths, value 8s. a muslin neckcloth, value 2s. the goods of John Nicholls.

JOHN NICHOLLS *sworn.*

I live in York-street, Buckingham-buildings, the prisoner was a servant of mine, I cannot tell particularly when I missed the things, but she would not confess any thing till I said I would fetch a constable and take her up; I went and I could not find one, I came back again, and I knew that her mistress had lost some things, which she had the ticket of, I asked her for the tickets, she would not give them, my wife searched her, and something dropped down, my wife saw it, she then took something up in her hand, which my wife asked her to give up, she said, she would not, she gave it up to my wife at last, and my

wife gave it to me, and it was a parcel of pawnbroker's tickets; there was not a great many tickets of things that we had lost; I went to the pawnbroker's with these tickets, and I asked them to give up these things, they gave up part of them, which I have here, they related to all these things which I have here; before I went to the justice's, I asked her if she would tell us where the rest of the things were, she said, she knew nothing at all about it, that she had not taken any thing, but these things she had pawned.

Q. How long had you missed these things?—We missed them only that morning looking over our things, she was then going away; there is a waistcoat of mine, and some other things of mine, that I found at the pawnbroker's, but the man that drew up the indictment said, as I had not got them again, there was no occasion to put them in the indictment.

Court. That is abominable, that because you have not got your things you are not to prosecute.

sworn.

I am a pawnbroker, I live with Mrs. Brown, in the Strand, I have a pair of sheets that were left by a woman on the 22d of December.

Q. Do you know who that woman was?—I don't know.

Q. Did you ever see her before?—I never did to my knowledge, she came to the house of Mrs. Brown's, and left a pair of sheets for nine shillings.

Court to Nicholls. Was this the same pawnbroker you got your things from?—No.

Court to Pawnbroker. Did she come herself?—I do not recollect.

Q. What name were they pawned in?—Catharine Nicholls.

Q. Did you give the woman a duplicate?—Yes, we always do.

Court to Mr. Nicholls. Where did you get that duplicate?—I found it on the prisoner.

Court to Pawnbroker. Did she say where she lived?—I don't recollect.

Court to Nicholls. You had not missed them sheets till that day?—I never had.

Q. Then how long they had been gone you cannot tell?—I cannot.

Q. Have you no shirts here?—No, she acknowledged all this before, when we found the tickets, she said, she had taken no more than these; that the tickets alluded to, and she was very sorry for it, and believed the Devil was in her.

Q. Did you tell her it would be better for her if she told you?—I did not, she said, that she had taken nothing else, than what the tickets belonged to.

Q. Are you sure she said that?—I am certain of it.

Prisoner. I was taken very ill, and my mistress said, if I would confess to those things it should be better for me, she wanted me to strip in the kitchen, which I did, and she took from my own bosom, my own duplicates, and these

K k

things, and told me if I would confess, they would not put me in prison; my master came backward and forward several times, and urged me to speak to articles, which I knew nothing about. (The sheets deposed to.)

Prosecutor. The sheets were kept in a trunk.

GUILTY.

Transported for seven years.

Tried by the first Middlesex Jury before
Mr. Baron THOMPSON.

256. ALEXANDER ELDER was indicted for feloniously and burglariously breaking and entering the dwelling house of Abraham Barrier, about the hour of seven in the night, of the 19th of February, and burglariously and feloniously stealing therein, a pair of womens stays, value 6s. three linen shirts, value 7s. a child's cotton gown, value 9d. a child's cotton handkerchief, value 6d. a linen pudding cloth, value 2d. a check linen apron, value 1d. a linen bag, value 2d. the goods of James Fletcher

ELIZABETH FLETCHER *sworn.*

I live at No. 19, Grafton-street, Soho, in the house of Abraham Barrier; I am a lodger there, my husband's name is James Fletcher, he is a journeyman currier; I went up into my room last Tuesday night, I cannot exactly tell to the minute, between six and seven o'clock, it was very soon dark that evening, I ran up stairs into my own room quick, something within gave me an impression; something came over me that I must go up stairs that instant.

Q. Did you say something came out of you or something came in?—Something directed me within; when I got up stairs I was greatly surprised at seeing my

my doors a little opened, I left it perfectly safe locked, I saw my door a little opened which startled me.

Q. How long had you been come out of your room?—I suppose about twenty minutes or half an hour, it was dark when I left it.

Q. Did you lock your door?—I did, and I had the key in my pocket.

Q. How many pair of stairs is your room?—One pair; I rushed in and he stood still and never spoke, I seized on him.

Q. Was the prisoner at the bar the person?—Yes.

Q. Whereabouts did you see him?—It was not quite in the middle, it might be about half a yard from the middle; he stood still in the middle of the room, not quite so far as the middle.

Q. Had you a candle in your hand?—No, there was a reflection of the lamp, by which I saw the man; there is a lamp exactly opposite my door, in the street close opposite to the door of the room; there is but one room on a floor in the house. I ran and seized on him and held him with all my might, I did not speak nor he did not speak, but he seemed to wish to speak but did not; I held him with all the strength that ever I could, he rushes from me, he did not strike me nor offer it, he rushed from me, with that I shrieked murder, stop thief, he went down stairs, he rushed down stairs, and he stumbled on some of the stairs on which he was, immediately I heard a woman come out, with a candle in her hand on my alarm, and she collared him, he wrestled from her, and I ran after him, and pursued him, crying stop thief, in the street, till he was taken. Mr. Leclerc took him; I saw him till he was taken, he stumbled over a post by the Thirteen Cantons, that was the means that he was taken in King-street; then he was surrounded and seized; I went home, when they

said, that he was secured; I did not know I had lost any thing then, and went up into my lodging room, then I looked and saw that the lock was forced open, the latch of the lock was out, I put my key in to unlock the door, and it would not take the impression as usual, it appeared forced as far as that. The lock was out, and I could not return it with my key.

Q. If the lock was out there must have been force to the part where the lock was?—There was some appearance, the staple was on, but it was looser than usual; when I came to look round the room, I missed some things directly out of a foul clothes bag, there were two dirty shirts, and a silk handkerchief, and a child's gown, and a pudding cloth, all the things mentioned in the indictment; a pair of stays hung up in a bag, and a clean shirt, marked J. F. No. 4.

Prisoner. Who advised you to say that the lock was in that state? whether you was not advised to say so by the person who lives in the house?—Nobody said any such thing to me, nor was I ever before a justice of peace before this occasion, and I am ignorant of all matters. I am in my eight and fortieth year.

Court. Had you any conversation with the constable about this?—No, none at all.

Prisoner. The constable that has laid this breaking against me lives in the house, and the first constable that took me, told me that the other constable had advised him to swear my life away for the sake of the reward.

Mrs. Fletcher. I would not take a false oath for all the world, I know what an oath is too well for that.

HANNAH BOOTLE *sworn.*

I live in the same house with Elizabeth Fletcher.

Q. Do

Q. Do you remember any thing happening to Elizabeth Fletcher, or to her house at any time?—Yes.

Q. What is her husband's name?—James Fletcher; the house belongs to Abraham Barrier; on Tuesday night last Mrs. Fletcher went out of my apartment to go up stairs, as soon as she got up stairs she screamed out violently, I ran to see what was the matter, as soon as I got my door open, I heard her cry stop thief.

Q. Did you ever know the prisoner before?—No, I saw the prisoner running down stairs, as he got on the two bottom stairs, he had like to fall, I ran and I got hold of him, but he soon got from me, I could not hold him fast enough, and a piece of his neckcloth came off in my hand, he got away from me, I followed after him, crying stop thief, by that means he was taken, but I did not see him taken; a man in the court took him, Mr. Leclere. I am positive the prisoner at the bar is the man.

Q. Had he a bundle?—No, he had not as I saw.

Q. Did you go up afterwards to Mrs. Fletcher's room?—I did.

Q. Did you look at the lock?—I did, the lock and bolt were both out of its place, the bolt was out of the lock instead of being in.

Q. Did you look to see whether there was the appearance of any force?—It was forced, but how I cannot tell, the catch was forced too; I am sensible it was a good firm lock and catch too.

PETER LECLERE *sworn*.

I am a cutler; I live at No. 5, High-street, St. Giles's; I had occasion to visit my father on Tuesday evening the 19th of this month, he lives at No. 21, Litchfield-street, in the parish of St. Ann's, Westminster; about seven o'clock, I was alarmed, by the cry of stop thief, I instantly pursued, and took the prisoner

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at the bar against a post, at the corner of King-street, he appeared to me to have tumbled against the post; he was rising from the ground; it was in King-street, the corner of Litchfield-street; I immediately brought him back to my father's shop; as I am an headborough of the first division of the parish of St. Giles's in the Fields, I thought I was authorized to search his pockets; I searched his coat pockets first, and I found three shirts marked J. F. and one cotton handkerchief, one pudding cloth, and one check apron; I have got them here; likewise in his breeches pocket I found two false keys, and one pick-lock; the keys have been filed; I then took him into charge. (The keys produced.) I kept him in the shop, and one Mr. Barclay, constable of St. Ann's, wanted to force him from me; I took him to Marlborough-street, but the justices not sitting that evening, I brought him back again to my father's shop.

Prisoner. I wish to ask him whether he did not want me to say that the other man had no hand in taking me?— I never spoke to the man on any terms whatever.

Q. Whether he did not tell me when I was going along that morning, that I had now got into such hands, that my business would be done?—I did not.

CATHARINE BARNER *sworn*.

On Tuesday evening, about seven o'clock, I was on the second floor room, I heard a cry of murder first, and then the cry of stop thief, as I was coming down stairs, within four or five stairs from the bottom.

Prisoner. Did you see any marks of violence on Mrs. Fletcher's door?—No, I did not.

Court. Did you look at the door?— I did not positively look at the door, but I looked at the lock, the bolt of the lock was

was out, it appeared to be forced open, but in what manner I am no judge.

Prisoner. Please to ask her whether it is not a spring lock, that the lock naturally flies open?---No.

(The things deposed to by Mrs. Fletcher.)

Prisoner. I have nothing particular to say in my defence; I was going along that evening, I saw a man running along, and he heaved these things down; I had them not in my pocket at all, when I was laid hold of for this property; I had never a pocket about me, I picked them up, and they took me for the person that stole them. I have no witnesses, they have been attending here two or three days, but they are not here now.

GUILTY. Death. (Aged 46.)

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

257. JAMES BANNER was indicted for feloniously making an assault, on the King's highway, on Robert Woodriff, on the 5th of February, and putting him in fear, and feloniously taking from his person, and against his will, a watch, with the inside case made of base metal, and the outside case made of shagreen, value 1l. the goods of the said Robert Woodriff.

ROBERT WOODRIF *sworn.*

I live in the Temple; this happened on Tuesday the 5th of February, at half after seven in the evening, I was coming out of the Little Theatre, in the Haymarket, towards Piccadilly; I was alone, I observed three or four men coming down the street, within a door or two of the Little Theatre, whose appearance I did not much approve of, they were coming from Piccadilly towards Cockspur-street; there were four

of them at least, if not more; they were coming meeting me; as I did not like their appearance, I put my hand into my coat pocket, and placed it over my watch in this manner, and stood a little on one side, on the curb stone, to let them pass, with an intent that they should pass; when the prisoner at the bar, made a kind of stoop, and ran his shoulder into my stomach, the other men surrounded me at the same time; in consequence of the blow, my hand fell on one side, that was over my watch, and I felt it going out of my pocket; in the drawing of it out, the outside case spring being rather loose, it fell to the ground; I immediately seized hold of the prisoner by the collar, drew him to the ground, and picked up the case; I took him immediately into a shop down a flight of stone steps, six or seven I believe, and searched him, but could not find the watch on him; bringing him out to deliver him to a constable, I had got half-way up the steps, when some men came down the steps, one of them I was positive was one of the party, that had been hustling me just before; I knew him again immediately from the manner of his dress, and they began to cry out, what do you shove for? one of the men that came down prest a good deal on my arm, having hold of the prisoner by the collar, and as I would not let him go, began to strike me on the arm; he then put his shoulder to my arm, forced me against some iron rails, and kept rubbing my arm against the edge of the rail, the arm I had hold of the prisoner by; the pain of it at last induced me to let the man go; as the prisoner ran off, I immediately slipped by the other man that had been pressing me, and pursued the prisoner, who ran underneath some coaches, I presently lost sight of him under the coaches; I went back and got a constable to go with me round the other side of the street, and there I found the prisoner in custody stopped by some person

son or other; I am sure that is the same person I had hold of, I had him in the room by myself for full five minutes, and I got him into custody again in three minutes, it must be the outside; he was taken to the watch-house, and the next day committed.

Q. In the way you describe the blow given you, it could not be an accident?—It was this man ran at me, and done with a kind of stoop; I saw the man; I am sure of the person, as to that; but I have some reason to believe that prisoner was not the person that took the watch, because it went the other side, if he had taken it he must have taken it with the left hand.

Prisoner. Ask him whether I was the person that shoved up against him.

Court. He has sworn positively, he has no doubt it was you.

JOHN CHAPMAN *sworn.*

Please your Worship, and Gentlemen of the Jury. On the fifth of February, this present month, I was coming up Cockspur-street, and coming along by the side of the play house, passing by the play house, just as it was breaking up, we came to this place, where we see Mr. Woodriff. I am a patrol belonging to Sir Sampson Wright, coming up to him, he said, he had been robbed of his watch, by three, or four, or five people, he said, he had taken one, but he was rescued from him, as he was taking him from the place, where he took him to search him, by rubbing of his arm against some rails; as we found that, we said to him immediately, if you will please to cross over the way, we will try and pursue him, we crossed over the way, and at the corner of Norris-street, we met some servants, that had headed him, and turned him, and stopped him; Mr. Woodriff says immediately, that is the man that was with me, but I don't believe he was the man

that picked my pocket, but he was with them; we searched him, but there was nothing found on him.

DANIEL MACLAURIN *sworn.*

I came up with Mr. Chapman and Mr. Woodriff, and the prisoner was surrounded by several servants there, I don't know that they had hold of him, but they surrounded him, and Mr. Woodriff said immediately, that is the man, take him into charge; Mr. Woodriff desired we should take him to the watch-house, and he would appear the next morning against him.

Prisoner. As I was going down the Haymarket, there was a mob of people coming out of the play house, I was shoved underneath the coach to let the people go by, and they shoved me against that gentleman, but with no intent to take any thing from him. I know nothing at all about it. I have no witnesses.

GUILTY. Death. (Aged 21.)

*Tried by the first Middlesex Jury before
Mr. Baron THOMPSON.*

258. SAMUEL COWLEY was indicted for feloniously stealing, on the 13th of November, three pair of mens leather half boots, value 11. 11s. two pounds weight of leather, value 4s. two iron hammers, with wooden handles, value 2s. a pair of iron pinchers, value 6d. four wooden lasts, value 1½d. the goods of William Baldwin.

WILLIAM BALDWIN *sworn.*

I am a shoe-maker; I live at Battle-Bridge. On the 13th of November, I left the prisoner in the stall, about four o'clock in the afternoon; a stall that I keep at Battle-Bridge, and I returned about eight in the evening; the prisoner was

was my servant; I asked my wife if Sam had brought the things from the stall as usual, my wife said no; he had been my servant about three years on and off; my wife told me she had not seen any thing of him all the time; I directly went up to the stall, it was dark, I had no light; my house was about three hundred yards from it, I felt all about the stall, and I could find nothing, I goes home; I did not take any more notice; I got up in the morning, about four o'clock, looks all about, and could not find any thing no where, what I had left in the stall, then I directly tells my wife the things were all lost.

THOMAS KENDALL *sworn.*

I work for Mr. Baldwin, at the house where he lives, not at the stall; and these here things were brought down by the person that works at the stall every night; every thing that was at the stall by the last person, that was there master or man; and the things were not brought down that night the 13th of September, we could not hear of him till he was taken up, when he was taken up we found some duplicates on him; he left his master and we could not hear any more from that time till last Monday; last Monday there were two men at the Northumberland Arms, Clerkenwell Green, took him into custody, and came and told master, and they kept him in custody till we came back, I went with my master; we took him before a magistrate; he said he was very sorry that there was any thing laid to his charge; there were ever so many duplicates found upon him, and one for a pair of half boots, and we found the half boots; the pawnbroker is here that has got them, there was a great many things out, but we did not have any thing else but the half boots.

JOHN CAHUAC *sworn.*

I live in Drury-lane, I am a pawnbroker, I have got a pair of half boots, they were brought some time in November, but the prisoner came to sell them out on the 31st of December, and they would not suit the person, and he had a fresh duplicate on them, what time in November, I really don't know.

Court to Baldwin. Did you find the original duplicate on the prisoner for these half boots?—Yes, the constable has it. (The boots produced and deposed to, not one pair in five hundred being cut out like them.)

Baldwin. The prisoner was making them when I left him on the 13th of November.

Prisoner to Kendall. Have not you swore wrongfully in saying that is Mr. Baldwin's property?—I saw you at work on them, I took them up while they were on his seat, and I looked at them, and I know the man they was made for, I know them they are so small; I have no doubt about it but they are my master's.

Prisoner. These half boots I manufactured them up myself, for a man that bespoke a pair of them; and the man came and told me that he had not money to pay me for them, and I being a poor man was obliged to pawn them; this Mr. Baldwin is not a shoe-maker he never served a legal time to the business, and I think he is no judge; there was a poor man did attend here three days last week to speak for me, and he could not afford to spend his time any longer.

GUILTY. (Aged 21.)

Imprisoned one month in Newgate and publicly whipped.

259. ALEXANDER SCOTT was indicted for feloniously stealing, on the 1st of February, four pair of leather shoes, value 4s. the goods of Thomas Lavally.

THOMAS LAVALLY *sworn.*

I am a shoe-maker, I live in little Poultry-street, Golden Square; I lost my shoes the 1st of this month, I went up two pair of stairs to my wife, I had left my shop and a lad in it, and he made an outcry in the street; and I went down immediately, the boys name is Thomas Baldac; when I came to the bottom of the street, the people round there said that was the man, he was secured, there was a parcel of people about him; on being secured, he was brought forward, but nothing was found on him; there was a gentleman brought some of the shoes into the shop again afterwards, he is here.

THOMAS BALDAC *sworn.*

I am not an apprentice to Mr. Lavally, I live with him, I have done so these four years; at this time I was alone in the shop, and the prisoner came in and asked for a pair of shoes; I got up and served him with a pair of shoes, I went and shewed him three pair, he tells me they would not do, he asked me the price of them, I told him, he said that would not do; I hangs them up, and he pushes to the other counter, and I think he took up the shoes and put them under his coat; I did not rightly see the man, he went strait forward to the counter, after I had hung up the shoes, and immediately he goes out of the shop and never says any thing; these were other shoes, not those that I hung up; I did not miss the shoes till the man was gone; I saw the shoes lay about half an hour before on the counter, four pair, I missed them immediately, I looks about, and I runs out

after the man, and another gentleman caught him; I hallooed out stop thief.

Q. How far was he caught from your shop?—I cannot rightly tell, it is a little short street and he was quite at the end.

Q. The prisoner was the person stoppt?—He was, I think he was the person that had been in the shop.

Q. What do you mean to say I think?—I cannot rightly tell whether that is the person, because he is quite in a different dress.

Q. Was the man that was stoppt in the street, the same man that had been in the shop?—Yes, it was the very same I am sure of that, I knew it was then, but his dress is different now; another man brought in the shoes, I did not see them till the other man brought them in.

ROBERT GRIERSON *sworn.*

On the 1st day of February, eight o'clock at night, I ran out and I saw a crowd coming back again, I asked what was the matter? they said that the prisoner at the bar had thrown down some shoes just by the shop window; I have a cheese-monger's shop in the same street, and a little from my shop window the way that he ran, I found a pair of shoes in the kennel, I took a candle and looked, this might be about an hundred yards from Lavally's shop or better; some body looked round and they saw two more pair, and another person brought one pair; neither of these are here; the boy came and told me they were his master's; I knew where Mr. Lavally lived, and I took them to his master, the boy claimed them at once, and he said the man that the other had hold of, was the man that stole them; when I went into the shop I gave them to the master, the master wished me to appear the next day; I appeared, and gave my evidence.

There is one thing which I wish to inform your lordship; the prisoner's friends

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friends has been treating with the prosecutor, and got him to take a bribe, I believe the prosecutor was innocent in taking it, but he has given it back.

Court. He was excessively wrong in taking of it.

— PEARSON *sworn.*

I was standing in my shop and I heard the cry of stop thief, and I ran out; I ran after the prisoner, I saw him running and by some means he fell down off the pavement, he was running as from the shop of the prosecutor; and I laid hold of him and pulled him up on his legs, and brought him to the light and looked at him; and when there was plenty of people round him, I went into my shop again.

Q. How near is your shop to Mr. Lavally's?— Nearly opposite.

Q. Did the boy at that time insist that that was the man, that had been in the shop?— I don't know. I did not go into the shop; that is the same man that he was running after, he was crying stop thief.

The constable who had him in possession he has likewise took a bribe, he has taken ten shillings of the prisoner's wife, his name is Kettle.

Court to the Clerk. If there is any recognizance of Kettle's let it be estreated.

Court to Lavally. How came you to commit such an offence?— The constable told me it was right.

Court. If you had kept the money, you would have been in as bad a condition as that man there. (The shoes produced and deposed to.)

Pearson. At the time of going before the Grand Jury, the constable and another advised the boy not to say what he did at the justice's.

Prisoner. I was going on some business of my father's in Poultney-street, and I heard the cry of stop thief, and I

ran and they detained me for it, that is all that I have got to say.

The prisoner called four witnesses, who gave him a good character.

GUILTY.

Privately whipped.

Tried by the first Middlesex Jury before Mr. Baron THOMPSON.

The Court ordered Kettle to be prosecuted for taking the bribe, and the witnesses were bound over.

260. THOMAS SMITH was indicted for feloniously stealing, on the 18th of January, a spring bell, value 1s. 6d. the goods of John Plant.

JOHN PLANT *sworn.*

I keep a public house, the Hole in the Wall, the corner of Blossom's Road; the prisoner came in at eight o'clock in the morning; he never called for any thing when he first came in, I had rather some suspicion of him; I asked him what he wanted? he told me he wanted nothing but a glass of gin; he went away at eight o'clock in the morning when he first came; coming again the same day about half past twelve, there was a spring bell for an alarm, he takes this bell from the shelf and puts it under his coat on the left side, and I caught him, and I took it from him; and I found it on this left side, the place where I saw him put it, the bell is worth 18d.

Prisoner. I was in a state of intoxication, I don't know that ever I was in the witnesses house.

THOMAS PLANT *sworn.*

I am the brother of the prosecutor, I happened to be there, and I saw the prisoner.

soner come into the house and warm his hands, and went out again, there was some people in the house said Plant is up to something; and I saw my brother go out.

Prisoner. The prosecutor and the witnesses came to me this day week, and asked me if I meant to pursue the prosecution; and the prosecutor asked him, the last witness, if my name was Smith; and the other witness said that was not Smith; and he said he would drop the prosecution if I would go for a soldier, he said it was a frivolous affair and he would drop it, but he was bound in a deal of money; I told him I could not think of going to serve his Majesty as I was subject to fits, and very much troubled with the stone and gravel; therefore if I thought myself guilty I could not think of doing that

GUILTY. (Aged 37.)

Publicly Whipped.

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

261. JULIET DUPREE was indicted for feloniously stealing, on the 7th of February, a silk cloak, value 2s. a linen apron, value 2s. a black silk bonnet, value 2s. a pair of silver shoe buckles, value 20s. a cloth coat, value 20s. a pair of silk stockings, value 10s. a gold shirt breast buckle, value 7s. the goods of Elizabeth Moseley widow.

(The witnesses examined separately.)

ELIZABETH MOSELEY *sworn.*

I am a widow for any thing I know; I heard about three months ago that my husband was dead, my husband and I have been separated a great while, I live

at No. 30, little Windmill-street; I did not pursue the property, till last Saturday week; on last Wednesday week I missed a hat and cloak, a bonnet and an apron, which Mr. Kennedy has here to produce; I was ironing on Saturday night last, I had missed a wash tub that same day; and I heard some noise at my door, and I opened it and I saw my wash tub at the door, and a little girl at the same time picked up some duplicates at the door, that I had sent for some thread, she is here; I went in consequence of these duplicates to Mr. Frear's the pawnbroker's, and I found the blue coat and buckles there; the prisoner came backward and forward occasionally to me; the pawnbroker refused to let me have them; he has them here, I found also my bonnet and my cloak, and apron.

CHARLES PHILLIPS *sworn.*

I live in little Windmill-street, Mrs. Moseley has all my property in her care because I depend on her honesty.

Q. Where do you live?—Why suppose I live there. I live at Mrs. Moseley's, I am a carpenter, she has the keeping of my clothes, she had them in her care; and she always behaved honest to me, and I would trust her with a thousand pounds; the pawnbroker has got my property in his possession at this time, the prisoner was backward and forward at Mrs. Moseley's.

Q. When was it you missed any part of your clothes?—I only wore them on a Sunday, and then I put them in her care and keeping.

Q. When did you last deliver them to Mrs. Moseley to take care of them?—On Sunday evening before the Saturday, that the duplicates were found.

Q. What had you done with your buckles?—She had both in her care in the chest at the same time.

Answer.

Q. Answer the question, do not run on in such a strange way. Had you any stockings?—There was a pair of silk stockings that I missed a few days before the coat was lost.

Q. What do you say to the gold shirt buckle?—I had such a thing in Mrs. Moseley's care.

Q. Now tell me when you ever saw your coat, your buckles, your stockings and your shirt buckle again?—I cannot say that I have seen them since that I delivered them up to Mrs. Moseley; I did not find them till I found them at the pawnbroker's on Saturday evening, between eight and nine o'clock; when I got the duplicates, I went immediately and demanded the coat and buckles last Saturday week, but I have not the things as yet.

—FREERS *sworn.*

I am a pawnbroker; I live in little Poultney-street, I have got a coat and a pair of buckles, I got them of the prisoner at the bar. On Monday the 4th of February, she pawned the coat for a guinea, and the buckles for fifteen shillings; she said she came for Mrs. Moseley, and Mrs. Moseley had authorised the prisoner to pledge things before now, I knew the name of Moseley.

Q. Had she ever pledged things with you before as belonging to Mrs. Moseley?—Yes, I believe she has.

Q. Who has redeemed those things?—The prisoner at the bar.

Q. How long had she been pledging as for Mrs. Moseley?—For the space of two or three months; she used to pledge the articles the beginning of the week, and towards the latter end of the week redeem them by pledging other articles.

Q. Mrs. Moseley herself had never redeemed any thing herself that the prisoner had pledged?—Not to my knowledge.

Q. We understand Mr. Phillips came and enquired for them?—Mrs. Moseley came first, the prisoner at the bar came on Wednesday and said that Mrs. Moseley and she had quarelled, and the tickets were lost, and desired me to stop the things; she mentioned that Mrs. Moseley had used her ill, and said that Mrs. Moseley had left her lawful husband, and had taken the duplicates and lived with another man, and desired we would not deliver the articles, if Mrs. Moseley should make application; we supposed the man's apparel belonged to Mr. Moseley, and if she had left her lawful husband, we had a right to stop them till Mr. Moseley made application for them; Mrs. Moseley came the Saturday following after we received notice from the prisoner to stop these articles; and Mr. Phillips came and made application, we produced not this coat and buckles, but a green coat and a pair of buckles, which the prisoner at the bar had not given us any notice to stop; when Mrs. Moseley came to redeem these articles, she said that Mr. Phillips was her brother, and he said it was his coat and not Mr. Moseley's, I delivered him that coat that he came for. (The coat produced and deposited to.)

Court to Phillips. Where were these things kept in Mrs. Moseley's house?—In a chest belonging to me.

Q. How came you to lay them to be her property, where did the chest stand?—In the room in which I myself sleep.

Court to Mrs. Moseley. I wish to know how you have the care of Mr. Phillips's clothes?—They are left in my care; it is not my property. I have employed this woman to pawn things before, but not since the tenth and eleventh of January, which was two spoons my own property.

Q. What have you to say concerning the loss of your bonnet, cloak and apron?—This woman was at my room this Wednesday

Wednesday, and I went down, and when I came back this woman was not there; I left her in the room in which I live, the first floor, I am not certain whether the things were hanging on a nail or laying in a chair; but I am sensible they were in the room because I had them in my hand about a quarter of an hour before; when I came up again the landlady went first, and she said your door is open, I was following her up stairs; I had shut the door when I went out, and left her in the room; I missed my things immediately when I went into the room and I called in the landlady, I never saw them afterwards till Mr. Phillips came to fetch me to go to Marlborough-street; I believe that was the Wednesday following, afterwards I saw them there, and Mr. Kennedy the constable took them off her, they were on her back.

Q. Had you not seen the prisoner from that time till you saw her in Marlborough-street?— I had not.

Q. Had you lent her these things to wear?— I had not; I had lent her them once about a month ago, or six weeks, but never since.

Q. How did you employ this woman?— She used to come backward and forward very frequently.

Q. Was she a servant or an acquaintance?— Never an acquaintance; she first met me in the street by accident.

JAMES KENNEDY sworn.

I have got the black silk cloak, a black silk bonnet and a linen apron; I took them off the prisoner at Marlborough-street office, after she was apprehended; Mrs. Moseley claimed them as her's.

Prisoner. Mr. Kennedy knows that I said that Mrs. Moseley lent me the cloak?— She did not, Mrs. Moseley said that she stole the cloak. (The apron,

cloak and bonnet, deposed to by Mrs. Moseley.)

Court to Mrs. Moseley. Tell us when your husband died?— My husband left me about fifteen months ago; I heard by a person that lives at Clerkenwell, that he was dead; I never passed for a widow.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron THOMPSON.*

262. GEORGE BEWS was indicted for feloniously stealing, on the 26th of January, one cheese, called a Darbyshire cheese, of the weight of eighteen, pounds value 6s. the goods of John Hartshorn.

WILLIAM JONES sworn.

My master's name is John Hartshorn, he lives in great Tower-street; I did not see the prisoner take the cheese, it was taken out of a cart.

GERALD FITZGERALD sworn.

I am a porter to Mr. Green; I saw the prisoner take the cheese on Friday, I don't know what day of the month, about a month ago, between seven and eight o'clock in the evening; I saw him go to Mr. Hartshorn's cart and take the cheese out of the cart, he had another partner, the cart was standing by Mr Hartshorn's door unloading, he had another partner, and he gave it to that man, I saw him do that; I stopped this man and gave him to Mr. Hartshorn, the other man dropped the cheese and went off; this man was never out of my sight, he stood up along side of the cart and took it out; he stood up on the road and put his hand up, and took it

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out of the cart, the cart was low, he could reach up to it.

Q. Who packed up the cheese?— I don't know.

Q. Did you tell this to any body?— I gave notice to Mr. Hartshorn, he was at home, I went in to his shop.

Q. What became of the cheese?— I don't know.

Q. Did you take any notice of that young man that is here now, Jones?— I do not recollect whether he was at home or not.

Q. Was there many other cheeses in the cart?— Yes.

Q. Do you know whose cart it was — It was Mr. Hartshorn's own cart; I knew the cart, his name was on it.

Court to Jones. When had you first notice of this robbery?— I was in the counting house; I did not see the robbery; my master desired me to go and get a constable.

Q. Did you see a cart at the door when you went out to get a constable?— The cart was there, it was unloading, it had been at the door about a quarter of an hour.

Q. Do you know what became of the cheese?— Yes, it was brought into my master; who brought it in I cannot rightly tell; all the cheeses in that cart were my master's property.

Prisoner. I had been at a cook shop; as I was coming along home, I came along Tower-street, as I came along this man came past me, and then as he turned back again he turned me into the cheese-monger's shop, and told the master I had taken a cheese out of the cart.

Court to Fitzgerald. Are you sure that you saw him take the cheese out of the cart?— I am.

GUILTY. (Aged 22.)

Publicly Whipped

*Tried by the London Jury before
Mr. RECORDER.*

263. MARY ANN MARCH was indicted for feloniously stealing, on the 29th of January, a clasped knife, value 2d. a worsted purse, value 1d. an half crown, ten shillings and six-pence, and ten halfpence, the goods and money of John Pratt, privately from his person.

JOHN PRATT *sworn.*

I am a dustman; a married man; I have got five small children.

Q. Did you lose the several articles mentioned in the indictment?— I did, ten shillings and six pence and half a crown, my purse and knife, and ten copper halfpence; I was at the One Tun, Holborn-hill, my fellow servant and I, between three and four o'clock in the evening, it was Tuesday, I believe, I cannot justly say the day of the month, it was a month ago to-morrow; I was in a box in the tap room; this good man, the witness, was there and my partner, my partner went away directly as he had drank some beer, and I stopped there for him with this other man, James Harvey, this good man awaked me, I was asleep.

Q. Before you went to sleep had you seen the prisoner in the room?— I cannot say whether she was in the room or not.

Q. Had you been drinking any liquor that made you go to sleep?— We were up all night, it was not the liquor; this good man waked me, and as soon as he waked me, he bid me feel in my money pocket to see if I had lost my knife; I felt in my pocket and found I had lost my purse and my knife, it was all gone when I awaked; they were all in my breeches pocket, they were leather breeches, I then sent for a constable.

JAMES HARVEY *sworn.*

I am a plaisterer; I was doing a jobb and I came into that house waiting for some money, that I had been doing a jobb for, the

the man was in the house and the woman likewise, and his mate; his mate went out to see about the cart, the prosecutor remained; he was in a box by the fire place; he sat in the further corner, the woman in the middle, and I sat next the fire place; he was asleep. I got sitting down by the fire and saw the woman fumbling about his pocket, she pulled out a clasp knife and a half-penny first, I see her do it, and she said, he had got nothing at all; and then she got fumbling again, I thought she had been fumbling in another manner at first; then she fumbled again and pulled out the purse out of the same pocket, as for the contents of the money I will not be answering for; it was a worsted purse; I awaked the man immediately and told him of it; I asked him if he had not lost a knife and a half-penny? he said, yes, he had lost a knife and some halfpence, and thirteen shillings, then after that he wanted her to give him the money and make it up and let her go about her business, then she would not make it up, the woman would not deliver the money to him; so we told Mrs. Peacock of it at the one Tun; says I, this here woman has taken the money from this here man, and she denies it; she kept it for some considerable time; then she took it out of the purse and put it in her pocket, and then threw the purse down; then Mrs. Peacock begged and prayed of her to give the man the money, then she pulled out the half crown piece, and four shillings and some halfpence, and the knife; then mistress ordered me to fetch a constable; when the constable came to search her, he found three shillings in her hand more, then after he had got the three shillings, she wanted to go, the constable said she should not, because she did not make the remainder of the money up, the man said if she would make the

remainder of the money up he would spend two shillings for the good of the company, she would not do that; so they took her away.

Q. Was this woman in the company of this man at the time you went in?— She was in the box.

Q. Where they old acquaintances do you know?—I don't know nothing about it.

Q. Did he at all admit that he gave her any money?—When he awaked he said he had lost his money.

JAMES NEWMAN *sworn.*

I produce four half crowns and five pennyworth of halfpence, a knife and a worsted purse, they were all on the table; I searched her and I could not find any thing about her, and she turns herself about in the box, and she pulled out three shillings more, and said now let me go? no, says I, I shall see nothing of this sort before my face.

Court to Prosecutor. See if you can speak to that purse, and to the knife?—I can, but I cannot speak to the money.

Prisoner. I was going out to do a day's washing, and our water did not come in, and I went to a public house to get a pennyworth of warm beer, this man began to pull me about, I told him I was not for his purpose, he said he would give me any money if I would go with him, as for the colour of his money I saw no more of it than a child unborn; I turned myself round and see some money lay on the table, but I am as innocent of taking it as a child that is unborn, I stripped myself, and I had nothing but my own duplicate, I have no witnesses; I have got a poor fatherless child, I have let nobody know where I am.

GUILTY

GUILTY of stealing, but not privately.
(Aged 30.)

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER.*

264. ANN SOMERVILLE was indicted for feloniously stealing, on the 1st of January, a woollen cloth great coat called a drab great coat, value 2s. six pair of silk stockings, value 9s. two linen shirts, value 3s. a dark lanthorn, value 1d. one cotton waistcoat, value 3s. the goods of Charles Birckbeck Andree. A silver tea spoon, value 3s. the goods of Charlotte Andree, widow, and a Vanhee cane, value 6d. the goods of George Andree.

CHARLES BIRCKBECK ANDREE

sworn.

I live in chambers in Staple's Inn ; I lost a vast quantity of things ; those in the indictment are only what we found ; I did not see the person take them, I was in the country at the time the chambers were broke open ; I came to town the day after, I came to town I think the 3d of January, I do not remember the day of the week ; nobody sleeps in these chambers, they were all lost from one room ; the great coat was hanging up, and they broke open a great many locks of desks and scrutoires, there was four desks all of them were broke open.

Q. As you had been in the country, had there been any body in them, or were they locked up ?— They were chambers for business, there were clerks in them all the time I was out.

JOSEPH EVANS *sworn.*

I am a watchman to the society of Staple's Inn ; just before nine o'clock

the custom of the inn is, for the watchman to go up the stair case ; and the outer door of Mr. Andree's chambers was then shut ; I know his chambers. he is an attorney ; these chambers are No. 8, the first floor on the right hand, the door was shut as usual, I tried it.

Q. Was it broke open at any time, or that night ?— It was not broke open as I know of, it was a window ; when I went up the stair case, when I went up in the morning at five o'clock, before the chambers were opened, I found the door on a jar, I was in hopes it was left open by some body carelessly, I just peeped in and I saw all the papers scattered on the ground ; I then went into every room, and the chambers, which consists of four ; and I found every thing as in the first office ; I had the key of Mr. Andree's chambers, my wife was the laundress to it ; the desk in the first office stood wide open, then I went for the key, and got the key ; and went back and double locked the door, and and did not go in again till my wife went with me.

Q. How do you suppose the persons got into these chambers ?— Through the window, the shutters were broke.

Q. Was the shutters usually broke or was it broke in the course of that night ?— In the course of that night ; the screw that was in the middle I think was broke and a little hole was made at the bottom of the window.

Q. How did you find the window when you first discovered these chambers open ?— I did not see it then, I did not discover it was broke till my wife was along with me, about an hour or an hour and a quarter afterwards, I have never found any thing of the things since.

— **TREADWAY** *sworn.*

I am a constable ; I produce a dark lanthorn, a silver tea spoon, two silver sleeve buttons, &c. and I got them at
No. 5,

No. 5, Shaw's Gardens, the room belongs to the prisoner's husband, he is now in custody for this robbery, and was examined yesterday at Bow-street.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

265. EDD ADAMS was indicted for feloniously stealing on the 13th of December, six pieces of woollen cloth, containing 9 yards, value 9l. the goods of the Honourable East India Company.

Indicted in a second COUNT for stealing the same goods, laying them to be the property of persons unknown.

The case was opened by Mr. Knapp.

THOMAS WEBB *sworn.*

I am a waterman; I am employed by the East India Company; I am the master of a hoy, called the Clockton, that hoy is in the service of the East India Company.

Q. Do you remember any cloth delivered to you on board the Clockton from the East India Company?—There was a number of bales (I cannot tell what they contained) delivered between the 11th and 13th of December; the hoy was then at Lion's Key at Billingsgate, they were marked with the Company's mark upon them; I know Adams very well, he was a journeyman of mine at that time.

Q. Do you know a person of the name of Turrell?—He was apprentice to a master of another hoy that belonged to the East India Company, the name of it was the Bearing.

Q. Do you know a person of the name of Taylor?—I know a lad that

they call Taylor, his real name is Smith, he is an apprentice of mine.

Q. Was Adams by at the same time these goods were delivered on board the Clockton?—He lent me a hand to get them in.

Q. He was employed to take these goods?—Yes, under me, he was a constant servant with me.

Q. When these goods were taken in, in what part of the hoy were they put?—In all parts of the hoy under the Company's locks; they were locked up and keys given to the supercargo, Mr. Higgins, he is not here; I locked them up myself.

Q. About the time the indictment states did you lose any thing?—I don't know.

Q. Did Adams sleep there?—I expected him to sleep there.

Mr. Knowlys. You say that something was delivered to you from the East India Company, what they were you cannot tell?—I cannot tell the contents of the packets.

Mr. Knapp. Did you attend the magistrate?—Yes.

Q. Was you there at the time that Adams was examined?—I was at one time.

Q. Did you see him put his name to a paper?—I did.

Q. Look at that?—That is my hand writing, and Adams made the mark; I saw him make it.

Mr. Knowlys. For any thing you know there might not be a particle of cloth within these bales; you see nothing but the outside of these bales?—What bales?

Q. You say there were bales delivered?—There were two hundred delivered.

Q. It might be linen, woollen, or no cloth at all?—It might for what I know.

Q. You say Turrell was a person belonging to an hoy just by you, a very bad fellow

O O

fellow you know?—I don't know any thing about him.

Q. He has owned that he is a thief?—He certainly has.

Q. How many persons were there on board your vessel besides this man?—Only this Smith, myself and the prisoner.

Q. Smith is not here?—He is not.
Mr. Knapp. Did you see the Lord Mayor sign this paper?—I cannot positively say I did.

Mr. Knowlys. You was not present during the whole time he was under examination?—I heard that he had had some private examination, to which I was not present.

Q. Perhaps you was not present at the whole of the public examination?—Yes, I was, I believe, I think I was to the best of my knowledge; I don't wish to swear it.

Mr. Knapp. How long was you there?—I might be there an hour or more.

Q. All these things that were delivered had the East India Company's marks on them?—I did not examine the marks, but I took them as the East India Company's goods.

Mr. Knowlys. In point of fact you don't know they had the East India marks on them.

ANTHONY STEVENSON *sworn*.

I am a Custom House officer; my duty led me on board the Clockton hoy. I was on board her on the 13th of December, I have a minute of it that I made at the time.

Court to Webb. Do you mean to insist on it; it was the 13th of December?—It was, it was before Christmas.

Stevenson. I did not notice any thing particular, only as being an officer on board of her, until I got on the Keys

on board at Billingsgate, where I perceived this piece of cloth concealed, sewed up in a bed in the cabin; we came from Gravesend to come up to the Custom House Keys to deliver this cargo that she was loaded with.

Court to Webb. You say with regard to these bales of goods they were delivered on board the Hoy the 11th or the 13th of December, this man says when he came to the Keys in town, he found something in a bedding; had these bales been delivered at Gravesend?—They had been delivered. When I delivered my bales at Gravesend, I went immediately to Chatham River, and then we came back again to Gravesend and this revenue officer came a board of us.

Mr. Knapp. They were first of all delivered on board the Clockton at Lyon's Key?—Then they were to be delivered on board the East India ships at Gravesend; then the hoy returned and took this Custom House officer.

Court. Did he bring any goods back with the ship, or how did he come on board?—After I had been at Gravesend I got my receipt for the cargo, I went away from that ship to Chatham River for a load of cottons, and when I got at Gravesend they put this officer on board, and they came back with the cotton to the Custom House Key.

Mr. Knowlys. You delivered all the cargo as you believe, and the officer of the ship gave you a receipt for the full amount of that cargo?—He did.

Mr. Knapp. Who has the custody of the cloth now?—One of the warehousemen.

JOHN SAWDEN *sworn*.

I belong to the King's warehouse; I am a Custom House officer; I have got a piece of cloth here; I got it from the King's warehouse, the 15th of January, I have had it ever since; it was produced before the Lord Mayor, by the head warehouse

warehouse keeper; I put a seal on it.

Mr. Knowlys. Do you mean to say that Stevenson brought that cloth to you, or that somebody brought it from Stevenson?—It was brought by Francis Richardson, from Stevenson.

Q. Whether he had it from Stevenson you don't know?—I do not

FRANCIS RICHARDSON *sworn.*

I am a Custom House officer; I remember seizing some cloth, Stevenson was with me; I took it out of a bed and he took it to the King's warehouse.

Q. When did you deliver it to Stevenson to take it to the warehouse? was you with Stevenson?—I was not, I was on board of the vessel.

Q. To whom was it delivered, and by whom?—I cannot tell, I was then on board of the lighter doing my duty.

Court to Stevenson. What did you do with it when you carried it to the Custom House?—I gave it to the warehouse keeper.

Q. Was there any seal on it?—There was not; I was obliged to put in a seizing note with it. The man that I delivered it to is not here.

FRANCIS HOLLAND *sworn.*

Q. Do you know my Lord Mayor's hand writing, Sir James Sanderson; look at that? (The examination shown him.)—I have no doubt but it is his hand writing.

Mr. Knowlys. What past at the private examination you cannot say?—I cannot.

WILLIAM LEWIS NEWMAN *sworn.*

Q. Was you present at the examination of Adams?—I was, I believe that to be my Lord Mayor's hand writing.

Q. A witness has been talking of a private examination, was there any pri-

ate examination between the Lord Mayor and the prisoner?—Not that I know of.

Mr. Knowlys. You don't know there was no private examination?—I should apprehend if there had been any I should have been present.

Court to Webb. What did you mean by a private examination?—I did not say that there positively was one, but I heard so.

Mr. Knowlys. Do you know in whose Company this man came in before the Lord Mayor?—He was brought by a constable.

Q. And therefore what influence they made on his mind in the way you cannot tell; is the constable here who took him before the Lord Mayor?—No.

Court. Have you recollection enough of the matter? because you first did not know what this business was. Can you charge your memory compleatly that there was no promise nor threat?—I remember particularly that there was not; I verily believe there was no such thing took place. The examination of Edward Adams read, as taken before the Lord Mayor, January, 20, 1793, Which saith, 'That William Turrell desired this examinant to go with him into the Clockton, laying at Lyon's Key, Botolph wharf, between one and two months ago, and that Turrell opened the bales and took out the contents, being six pieces of woollen, two of which were taken care of by this examinant, on a promise that he would find a chap for them, and give Turrell the money they should produce; that Turrell put them on the examinant's bed, and that John Tayler afterwards put them into the bed where the examinant slept.'

WILLIAM TURRELL *sworn.*

I have been admitted an evidence for the crown.

Q. In what situation of life have you been in?—I have been in the service of the East India Company, in the vessel, the hoy, named the Bearing.

Q. Do you know the defendant Adams?—He was a person employed by the Company, likewise in the Clockton.

Q. Do you know a person of the name of Taylor?—Yes, he was likewise employed in the Clockton.

My Lord we two, I and Adams were on board the Clockton; and John Taylor was on board; we jointly agreed to take a bale of cloth out of the Clockton; I believe it to be the 13th of December, to the best of my recollection; Edward Adams went down the cabbin in the Clockton and fetched a piece of iron called a marling spike, and with that prized the board over the foremost hatch; he was then going down himself, but he afterwards recollected that if in case his master should come there would be no one to give an answer, and he would wonder to see him not on deck; he thought it was most fit for me to go down, and I went down and cut open a bale of cloth, the smallest I could find; one of the smallest, the contents of which was six pieces; I then handed it up to Edd Adams and John Taylor, and the pieces of rope, and the two pieces of board that were about the bale; the two pieces of board which is packed on each side of them, one at the top and another at the bottom of the bale, I handed up likewise.

Q. Had these boards any mark on them?—Not that I observed; there was the Company's mark on the canvas; I came out of the hold, and they were all then handed into the cabbin, and Edd Adams then took and cut the mark off the wrapper of the bale, and the boards with the mark of the wrapper he burnt, and the remaining part of the wrapper was hove over board; the bale contained six pieces of cloth, and each piece was wrapped in a sort of dark coloured

canvas, and at one end of the canvas was painted flowers, with the Company's arms, "super purple sixteen and half yards"; Edd Adams and I took the canvas off from one of the pieces of cloth and found it to be a very dark purple, the cloth at one end had a square piece cut out and a leaden seal at one corner, and I held the leaden seal while Edd Adams cut it off, which in so doing he cut my finger; then we considered what was to be done with the cloth, we were going to take two pieces away over the water, but we thought it was too late, and Adams said, he could put no more away, he could hide no more than two pieces; the Bearing, the vessel that I belonged to, lay close to the Clockton, and I agreed to put four pieces in her, which Edd Adams then assisted me in carrying over; I then put them, I hid them in the cabbin which I slept in; he then went on board of his craft, and I was gone to bed, he afterwards came over and told me that he had put his two pieces in his bed; the next day the Clockton went away with the goods, she had got in for Gravesend; the same morning a person of the name of William Tunncliff came on board the Bearing, the vessel I belong to, and I told him I had got this property and how I came by it, and I told him I would give him a piece of cloth provided he would assist me in taking the rest away, which he agreed to do; the same evening we took two pieces away over the water; I and William Tunncliff; one piece of it he took to his house.

Q. What became of the two pieces in the cabbin of the Clockton?—One piece of it Adams told me he carried to his brother's house, and the other piece was seized by two Custom House officers, he did not tell me their names.

Q. How long had you been in the situation you hold in the East India Company?—Three years and five months.

You

Q. You know the marks of the East-India Company well?—Yes, I do.

Q. Where the marks you have described to be on the canvas, the marks belonging to the East-India Company?—They were.

Mr. Knowlys. This is a very pretty account you have been giving of yourself?—Yes, sir.

Q. I see you give it with just as much ease as if you had been at church last Sunday?—I wish to give it with ease.

Q. Pray, sir, be so good to shew that pretty face of your's, and stand up like as an honest man ought. How long have you been a thief?—That is not to the point in question.

Q. That is to the point in question; how long have you been a thief?—I cannot justly say.

Q. Now I hear very much to the misfortune of the East-India Company you have been three years and five months in their service; now of that three years and five months, what part have you employed in plundering them? you have been plundering them without remorse, and I want to know how long you have been in this practice?—That is not to the point in question.

Q. It is to the point in question, what kind of credit the Jury can give to your testimony?—I have told you before I could not justly say how long.

Q. How many years?—Not many, about nine or ten months.

Q. Nine or ten months is not a year; then nine or ten months you have had your full swing at the East-India Company's property?—No, it is not so, not always.

Q. No oftener than you had a good opportunity?—No.

Q. Then having given such a good account of yourself, I take it for granted you do it to save your neck?—Certainly.

Q. Now there was one thing I think you told us, that Adams told you, that he would not go down into the cabin

to get up these things; because there would be no one to give an answer to his master?—I did not say the cabin, I said the hold.

Q. There was a lad on board besides Adams, so that that could not be the true reason, yet you have sworn it; with all that load of iniquity on your head, I take my leave of you, good by to you, you may stand down; I dare say the next time you give an account of a robbery, you will not do it so easy, you will do it at that bar.

Court. You have not explained to us after you had taken out this bale of cloth, what you did with it?—They were all in pieces of canvas, there was six pieces; the whole bale was completely taken away.

The prisoner called ten witnesses, who gave him a good character.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

266. JOHN WOODWARD was indicted for burglariously and feloniously breaking and entering the dwelling house of John Fordred, about the hour of twelve in the night, of the 23d of January, and feloniously stealing therein, a pair of mens leather shoes, value 5s. and three pair of womens stuff shoes, value 10s. the goods of the said John Fordred.

(The witnesses examined separate.)

JOHN FORDRED *sworn.*

I live at No. 430, Oxford-street, near Tottenham-court-road; I am a shoemaker; I went to bed about half after ten, on the 13th of January.

Q. Did you take care of the fastenings of your shop that night?—I do not usually,

usually, but that night I examined my house, about half past eight, just as the man had shut up the shop, I examined both of the shutters, and I found them safe; I left the door in the care of the man, he is not here.

Q. Did the man sleep in the house with you?—He did, I found the bolts of the shop window all safe; about half after twelve I was alarmed by the watchman, he is here; I went into the shop as soon as I could; I got out of bed as soon as I could, and looked and saw a hole made through the shop window, both through the window shutter and the glass; the shutter was not down, there was some goods on a show board, opposite to the pane which they broke; these goods were there in the day time, and left there at night; they took out the pannel of the shutter, which was about nearly a foot one way, and the length of my arm in length, as near as I can judge; the glass seemed to be broke with the hand thrust through it, the panes are very large sash glasses, much larger than the pannel of the shutter, not so long, but wider; so that any body putting in an arm through the fracture of the shutter, and through this pane could reach the goods which were in the show window with very great ease.

Q. Were the articles, which are mentioned in this indictment in this shop window?—They were standing in that window, the three pair of womens, I verily believe were standing, but one pair I am sure of; the mens I put there the day before myself; I am sure I had in that window that day the mens shoes.

Q. How did it appear that the pannel of the shutter had been broke, had it been cut out or knocked to pieces?—There was a hole made at the bottom of the pannel, and an iron crow put in there and raised it out; when I opened

the door, they informed me there were two near the window. About ten o'clock the next day, Mr. Williams, one of the witnesses sent his man, to know if I had lost any shoes, I informed his man I had; Mr. Williams is no officer, he lives on the other side of the street higher up, no great way from me; I went and he shewed me four pair of shoes, one pair of leather shoes, and three pair of womens stuff, I knew them all, and before I went to Mr. Williams's, I had just recollected that pair in particular, as being the pair that was in the window. Mr. Williams gave the shoes into my hands; I have them here.

Q. No other violence was offered to your house?—No more.

Q. And you could not consequently lose any thing more, than what was within the reach of an arm?—No, I could not.

Q. Had the watchman, when he gave you this alarm, any body in his custody?—He told me he had a man in custody, but I did not see the prisoner till I saw him at the watch-house. (Produces the shoes and deposes to them.) There is no mark in the mens shoes, there is a hole in the flap which I observed, when they were brought in from the binder, a fault in the leather, which the white leather should have covered, but it did not; I observed that hole when they were cut out, and I supposed that the white leather would have covered it, but it did not.

Q. At what time had you put that pair of shoes, or remember to have seen them in your shop window?—I think it was sometime in the afternoon; I am certain it was before dusk.

Q. In the same window that was broke?—Near the spot; I have no mark on the womens shoes, whereby I know them to be mine, only that they are my father's manufactory, he is not here; I judge

judge of them from the knowledge of the manufactory, I think it is the first I ever had of him, I assisted him sometime before I was in business myself.

Q How long had you had these shoes of your father?—Not more than two months.

Q Where had they been usually put?—Some of them were put in the window, I can undertake to say, that they were a part absolutely that I had of my father; my father does not make himself, but I had knowledge of the workmen for several years; two pair of them were made by two different workmen that I know, the other pair I cannot so positively speak to.

Prisoner. Is the prosecutor the proper owner of the shoes?—The shoes are my property; I have no partner; I have only the lower part of the house, Mr. Clarke has the whole house, and lets it out in two parts, and I have the lower part; there is nobody lives in the upper part, and it was empty at that time; Mr. Clarke does not live in the house, nor any of his family; I sleep in a bedroom backward behind the parlour.

Q Is there more than one entrance to the house?—There are two, one for the shop, and one also for the use of the upper part of the house, I use both, they are both at the front, one is on the right hand side of the shop quite detached from the shop, we make use of that after the shop is shut up to go to our other apartments.

— HAYNES sworn.

I am a settled watchman of Mary-le-bone Parish; just after I had finished crying twelve, on Wednesday the 23d of January, I was in Oxford street, a little below Rathbone-place, and I heard something crack at the bottom of the road, on the right hand side, I went down to see what it was, and saw the pannel of a shutter broke; it was as near as I can guess about two hundred yards

from where I was standing at the bottom of Rathbone-place; I went down, I went immediately by the other side of the road, and I saw it was the shoemaker's, I observed the pannel of the shutter lifted out from the bottom, and the glass broke the same way, I went a little way up Oxford-street, and I saw this young man and another, a little way from the crack; I saw two persons standing still, immediately I crossed to the other side of the way to my own parish to watch them, how they would proceed in the business; I saw these two persons go, this prisoner and the other to the shop window, I am sure he is one of them, and I saw him put his arm in, and I went to him, and I caught him with his arm in, he had not taken any thing when I caught him; immediately he drew his arm out of the window, and chucked something over his shoulder from the window; this other man that was along with him took over to the other side of the way, which was in Mary-le-bone Parish, there was nobody with me; then one of the witnesses picked up what the prisoner threw away.

Q When you laid hold of him, and he had got his arm in the window, did you then see any thing in his hand?—I did not observe any thing, but I am sure I observed him throw something from him, but what that was I did not then see; I gave an alarm, and there was our patrol came, and was with me after I had taken him, and sprung the rattle.

Q How long was it after your hearing the crack of the shutter, that you went down there?—I went immediately.

Q Did you see any body at the window before you came up?—I did not.

Prisoner. It is of no service of me putting to him any questions, he will continue in the same story for the purpose of swearing my life away, he has owed me a spite for this two years.

Court.

Court. Have you any spite or any ill will against this prisoner?—Never in my life; I never had any quarrel with him in my life; I always knew him to be a very hard working lad, and before this time, I looked upon him as well as my own brother, and would do any thing for him as far as laid in my power.

Jury. Have you had any quarrels?—Never in my life, since I have known him, and I have known him now going on twelve or fourteen years, and I always thought well of him before this transaction.

Q. How long have you been a watchman?—About four years.

JOSEPH CALLOWE *sworn.*

I live in Mary-le-bone; I am a patrol among the watchmen; I have eight men that are under my care. On the night of the 23d of January, I was going down Oxford-road, and this Thomas Haynes told me that he had a suspicion of something going forward in the St. Ann's side of the road; the watch had called twelve, and he called me over, and I saw a hole in the shutter in which I could put my two fingers in, it was cut with some instrument, the whole pannel was not wrenched out at that time.

Q. Did you see any persons standing in the neighbourhood of this place?—Not at this time, I did afterwards; then I went to two or three watering houses, that are about there, on the same side of the way; I wanted to see if we could see any suspicious people about, we could not; coming back an hackney coachman told me there was something going forward on the other side of the way, for he had heard a window broke, I was not absent above ten minutes, I returned, and Haynes was with me; Haynes went down St. Ann's side of the way, and I went down Mary-le-bone side, and Haynes took the man, and

sprung his rattle; I did not see him lay hold of the man, it was the other side of the way, and I ran over to him.

Q. Had you yourself observed any persons at that time, on the side of the way that Haynes was of?—I had not; he sprung his rattle, and I went over to him, and the patrol of St. Ann's came up and Haynes, and the patrol of St. Ann's took him to St. Ann's watch-house; I saw nothing of any property at that time, the prisoner was the man he took.

Q. Was there any shoes produced that night?—I cannot say.

GEORGE SOLOMONS *sworn.*

I am a patrol belonging to St. Ann's. On the 23d of January, as I was coming along Oxford-street, I heard the rattle sprung, I ran out to where the rattle sprung, as I came up, the watchman Haynes had hold of the prisoner at the bar by the collar, it was just close by the prosecutor's shop, I asked him what was the matter? he said, he caught him with his hand in that window.

Court to Callowe. You said the first time you went down Haynes and you went over, and you then found a hole cut in the shutter, in which you could put two fingers, did you afterwards make any observation of the shutter before Haynes took hold of the man?—No.

Q. Did you make any observation of the shutter being more broke?—O yes, the pannel of the shutter was out, and a pane of glass broke.

Court to Solomons. Where had Haynes hold of the prisoner?—He was standing close by the shop of the prosecutor's.

Q. Did you take any notice of this shop?—I saw a great hole that I could put my arm in, in the shutter, and a pane of glass broke.

Q. Did you see any thing of any property then?—I did not then, I did the next day.

JOHN

JOHN HAWTHORNE *sworn.*

I am a constable of the night; I had the prisoner given into my charge in the parish of St. Ann's watch-house.

WILLIAM WILLIAMS *sworn.*

I am a shoemaker; I live at No. 52, Oxford-street; I was coming past, on Thursday morning, the 23d of January, about twenty minutes before one, opposite the side where Mr. Fordred, the prosecutor lives, he lives on the left hand, on St Ann's side, and I live on the right, I was going from St. Giles's, to my own home; I crossed as I usually do, the end of Oxford-street from St. Giles's, because it is the cleanest, and my feet ran against something, I did not know immediately what it was, they were laying just as I was going across away from the small pavement way, to get from the Boar and Castle, from the end of the road to the Boar and Castle gate; I believe it is about thirty yards more towards Tottenham-court-road, than opposite Mr. Fordred's shop, not above fifty yards from Mr. Fordred's shop; they rather entangled over my ankle, I stopped to see what it was, it was a pair of shoes, and stooping I perceived there were three more pair, I found four pair, and I carried them home, three pair of womens stuff, and one pair of mens leather. The next morning I employed my young man to go and know if any house had been broke open, whether any body would own them, and I understand the first shop he went into, he saw Mr. Fordred, and he recognized them directly. I know the shoes again, they are the same shoes I found.

Q. What do you say on recollection concerning the distance of Mr. Fordred's house?—It was fifty yards; whoever must take them must have run towards Tottenham-court-road.

Court to Haynes. You swear that you saw two persons standing there in that

Q 9

neighbourhood, now when you laid hold of one of them, what became of the other?—He took the other side of the road, which way he went I cannot tell, my back was to him, when he took the other side of the road.

Q. You saw the prisoner chuck something over his shoulder, did you look to observe what became of that thing that he so chucked?—No.

Q. How near was the other man to the prisoner, when the prisoner chucked something over his shoulder?—Very near, close to him.

Q. Was it before the prisoner chucked something, or after that the other man took the other side of the way?—After, I am sure of that.

Prisoner. When I was taken into custody for this robbery, I had been to a public house, where I had met several men that I worked with, who detained me drinking there quite late in the evening, and I departed from them, and was walking towards my own home; I was walking down Oxford-street, and I saw a hole in the pannel of the shutter; I drew pretty near to see whether it was a hole or not, in the mean time I was looking at it, a man about twenty or thirty yards off walked very sharp away, in the mean time I was looking steadfast at it, that man came, and took me into custody, it is impossible to break a shutter, without having instruments. I have no witness.

GUILTY. Death. (Aged 21.)

*Tried by the first Middlesex Jury before
Mr. Baron THOMPSON.*

267. **RALPH EDDLESTONE** was indicted for feloniously making an assault, on the King's highway, on James Francis, on the 18th of January, putting him in fear and feloniously taking from his person.

son and against his will, 1s. and thirteen halfpence, the monies of the said James Francis.

JOHN COBHAM *sworn.*

I was the watchman; the prosecutor is not at home; I know the prosecutor called me to his assistance, I was there as soon as he called me, on the 19th of January, a little after eleven o'clock, I heard watch called at the Green Park Wall, I stepped to the Green Park Wall immediately; James Francis was laying down on the flags, and he had hold of Ralph Eddlestone, by the great coat tail, and James Francis charged me with Eddlestone, saying, he had knocked him down and robbed him; I did not see it myself, only I found Francis laying down, when I came to the wall, when I laid hold of him immediately, and springing my rattle, my partner, William James came to my assistance, and Dennis Manning came up afterwards, and desired us to secure his hands, that he might not get them to his pocket, then we took him to St. George's watch-house, where Dennis Manning searched him, and we found 2s. 6d. in silver, and 1s. and 6d. $\frac{1}{2}$ in halfpence.

Q. Any fire arms?—No, I know nothing more about it.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

268. ROBERT JENKINSON was indicted for stealing, on the 25th of January, one mare, value 10l. the goods of persons unknown.

HENRY MEREDITH *sworn.*

On the 25th of January, I had information, and I pursued this man, when

I went up to him, I asked him where he had got this mare? he told me, that the man that was walking along with me knew him, and where he got the mare; I asked the man, and he said, he knew nothing about the mare, he did know the man; with that I told him, I should keep him in custody till the owner was found, I took him before Mr. Justice Bond, and he was committed. I had the mare cried at Battle Bridge, and some other places, but I have not found the owner.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

269. JAMES BELLOWES was indicted for stealing, on the 30th of January, 56 lb. weight of lead, value 9s. belonging to Mary Fletcher, widow, affixed to two several dwelling houses of her's.

MARY FLETCHER *sworn.*

I am a widow; I keep a public house, the Two Brewers, Bembrook-street, St. Giles's; I lost some lead from two houses, on the 30th of January, I don't know how it was lost, I did not see the prisoner take it away; there is a person who said, that he see it, but he is not here; the lead was affixed to the gutters, that runs on the top of two houses belonging to me, I have a lease of them.

EDWARD PINNER *sworn.*

I am a bricklayer; I repaired the houses; in the morning I went up and saw the lead cut from between two houses, about twenty-four feet; I did not see who took it, but on the side of the door I see a piece lay down, and I found the girl, and she went and swore to this map, but she is not here.

JAMES

JAMES KENNEDY *sworn.*

I was the officer that took the prisoner into custody. I know nothing of the robbery.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

270. THOMAS BUNN otherwise BARTON, and JAMES BUNN otherwise BARTON were indicted for feloniously stealing, on the 25th of January, a copper ball of a cock, value 1s. 6d. being a utensil fixed to a certain out-house, belonging to a dwelling house of John Batterbee, he not having any title or claim to the same.

Indicted in a SECOND COUNT for feloniously stealing, on the 25th of January, six inches of leaden pipe, with a brass cock and copper ball, value 2s. the property of Barbara Dicks, widow.

JOHN BATTERBEE *sworn.*

I live in Charles-street, Battle Bridge; I work in the livery lace manufactory; I kept a house the time the affair happened; it was the 25th of January, Friday morning, about between four and five o'clock; I was alarmed by the watchman, who told me there was a man in the yard, who was this James Barton, the watchman took him in the yard coming from the wash-house, with the balls belonging to the water cock, the water cock was affixed over the water tub; I had seen the water come in the Wednesday before, and I am sure it did not over-run.

Q. Had this man any pretence to the house at all, did he lodge in the house?—He did not.

Q. Do you know any thing of these men?—I never saw any thing of them

before to my knowledge; the other man, Thomas Barton was in the next yard to him, belonging to the Golden Lion public house, I see him come out of a privy; coming up to this privy, Thomas Barton, who was inside spoke, and the other James immediately said, that is my brother that is inside there; after he was taken out, one of the watchmen said, suppose we examine the privy, James Barton said, it was no use, for it goes down into the shore; the cock is here.

Prisoner James Barton. I never said any thing to Mr. Batterbee about any body being along with me.

THOMAS POWELL *sworn.*

I am a watchman; on Friday morning about one o'clock, I was going my round, I saw the two prisoners at the bar, and another man with them, standing together close by the gates of the Golden Lion; with that I turned myself round, and they saw me, and they went off as fast as they could; at three o'clock I found the gates open that goes into the back yard, I shut them all then; at half after three, I went round again, and I found them all open the same again, and then I goes up the first street, and I lights of the other watchman Henry Herbert, and I told him what I had seen going forward, and he said, it was a pity, but what I could lay hold of them; with that, I went down again, and I saw one of the prisoners at the bar, I cannot be certain which, taking a ladder down from the side of the wash-house place, with that I stepped up the street, and kept crying the hour till I came up to Herbert's house, and asked him to come down, for I knew that the people were about; with that he came down, and I went round to the gate, and he got over the pails, with that, we searched about the place for some considerable time, with that, we wanted to get upon the pales; there was some old timber that

that laid against the pales in the back yard, we got on the top of these, and Mr. Herbert was getting over, and saw James Bunn come out, with the ball of the cock on the side of him; with that, we asked him what he did there? he said, he lodged there; with that, we asked him where he was going out that way? he said, he was going to work; with that, we told him, that was a comical way to come out to go to work, to come over a parcel of pales seven or eight feet high, we demanded him to come over, then we took hold of his shoes to see what condition they were in, and we found his shoes more dirtier than ours, who had been out all night; with that Mr. Herbert gets over, and knocks at the door, to get the person up that belonged to the house; we saw him drop the ball of the cock as he came out of the place, and Mr. Herbert picked it up; with that, he knocked at the door to alarm the landlady, to know if she had any body lodge there, she got up and said no; we got and searched, and saw where the ball was broke off; with that, Mr. Herbert said coming out, you had better look round that corner in the privy, it was belonging to the Golden Lion, James Clate keeps it; I found the door was fast.

Q. Did that public house communicate at the back to Mr. Batterbee's house?—The yard did, only the paling parts, and we found the other prisoner in the privy, Thomas Bunn, he had nothing with him, with that, we took them away to the watch-house.

Q. Are you sure you had seen these two men lurking before?—Yes, I am sure these are the two men.

HENRY HERBERT *sworn.*

I am a watchman; when I went over the pales, I was called by Powell, I was in bed, says he, Harry are you in bed?

no, not quite, says I, come down along with me, says he, I went with him, and gets over the pales into the Golden Lion Yard, he went round to the gate; with that, we got over, and looked about, and could see nobody at all; I got on this timber, and sets there for the value of a minute or more, while I was standing there James Bunn came out of the wash-house, with the ball in his hand, and I immediately hallooed who are you, what are you doing there? says he, I lodge here, I am going to work, I said it was a comical place to get over to go to work, he comes to the pales and drops this down, and I took it up, I compared it with the piece that was left on the cock and it fitted; so he got over the pales, and I said, let us look at your shoes, and he put his shoes up, and I said, your shoes are dirtier than mine, that has been out all night, and I knocked at the door, and they said nobody lodged there, and I told the man, and he got up; with that, I looked in two or three privies, to see if I could find any body else, coming out I said, look into that necessary, perhaps there is somebody in there, and he went to the door, and put his hand against the door, and he said, there is somebody here for it is fastened on the inside, James makes answer, and says, it is my brother that is in there; so then he opened the door, and there he was in the privy, I asked him what he was doing there? he said, he went in there and he was asleep, he said, he did not hear any noise when the rattles sprung, for he was asleep; we took them both into custody, and had them to the watch-house.

JAMES BATES *sworn.*

I am the watchman adjoining to Thomas Powell; I saw three men, two of which are the prisoners, come by my beat about half after one, I saw them

go down towards Thomas Powell's beat, I informed him, and asked him, if he did not see some men about, he said, he had, I described them, and he said, he had seen the same, at half after four, I heard him spring his rattle, and I went down to his assistance, and I found the two men, one was in custody of Mr. Herbert, that is James; I had my lanthorn, the other had none, and I went to the necessary with Mr. Powell, and there was Thomas, we searched to see if we could see any thing drop down. Thomas Bunn I knew very well, he is a shoemaker, and works for Mr. Gibbs; he opened the privy door inside. James said there was nobody there but my brother; with that we took them both up to the watch-house. (The ball of the cock deposed to.)

Prisoner Thomas Bunn. I was at work very near ten o'clock that same evening; I went to get my supper at the Golden Lion, and I stopped rather too long, and got locked out of my lodgings, and being a wet night, I went into this privy, and sat till morning; my brother had left me some time; I work for Mr. Gibbs.

Prisoner James Bunn. I was with my brother, and had been very ill; I got over into this gentleman's yard to get a drop of water being very dry.

James Bunn. GUILTY. (Aged 21.)

Thomas Bunn. GUILTY. (Aged 23.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

271. ADELARD HART was indicted for feloniously stealing, on the 4th of February, a cotton shawl, value 2s. the goods of Horace Gooch.

R r

(An Interpreter sworn.)

HORACE GOOCH *sworn.*

I live at No. 35, Oxford-street; I am a linen draper; the prisoner at the bar came to my shop to purchase some goods; the 4th of February, about two or three o'clock in the afternoon, she bought a shawl of the value of 4s. 3d. and a person who was in the shop, saw her shove another shawl from the counter on the floor; after that she set down on the stool, and concealed it down some where under her clothes, they told me of it, and she was just gone out of the shop, and I went after her, and brought her back, and my young man Benjamin Clement, pulled the shawl from under her cloak, the same pattern as they see her take; to the best of my knowledge, I never saw her before; I believe she is a foreigner, we had some difficulty in understanding her, but we could make out what she wanted.

BENJAMIN CLEMENT *sworn.*

I am a servant to Mr. Horace Gooch, On Monday the 4th of February, the prisoner at the bar came to the shop of Mr. Horace Gooch, she asked to look at some shawls, she bought one. A customer that was in the shop called me, and told me, the prisoner had taken some shawls; I went up to her again, and asked her if any thing more was wanting? she bought a yard of muslin, she paid for it, and went out, and I told Mr. Gooch of it; as soon as she was gone I immediately went after her and brought her back; she came and she leaned over the counter, and pulled the shawl out from under her muff; the other shawl was in a bit of paper. I don't know what she did with it, I put that and the yard of muslin together.

2. Did

Q. Did not you observe when you brought her back, whether she had one or two shawls?—I don't know.

Q. Did not you search to see, whether she had taken by mistake that shawl instead of the other?—I did not.

Q. When she was brought back you went up to her?—Yes.

Q. Did not you observe, whether she had the other parcel?—I did not see it. I don't know whether she had or not.

SARAH MORLING *sworn.*

My husband is a day labourer; I saw the person take the shawl, I saw her throw it on the ground from the counter, she wiped it from the counter with her cloak, she threw her cloak on it, and threw it down by the side of her; I saw her, afterwards she shuffled it under her clothes, she sat down on the stool, I saw her pick it up from the ground, and in paying for what she had bought, she was very much confused when she found that she was found out; when she came back, she had the parcel that she had bought inside of her muff; I am certain of it, and she laid it down on the counter; afterwards the shawl was taken from her, by that young man Benjamin Clements; after she had bought the things, she was ready to cram the money into the person's hand before he was ready to take it, in order to get out of the shop, as soon as she went out of the shop, I informed the master of the shop, and he immediately followed her, and fetched her back.

JAMES KENNEDY *sworn.*

I was sent for to the prosecutor's shop; I searched the prisoner at the bar, when I searched her, I found the shawl wrapped up in a bit of paper with the muslin, this was in her pocket, and the other shawl was delivered to me there in the shop. (The shawl produced and de-

posed to, as the same that was taken from the woman, but not having any private mark on it, the prosecutor could not swear to it.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

272. ANN HILL was indicted for feloniously stealing, on the 27th of January, a linen table cloth, value 2s. a cotton curtain, value 4s. a cloth coat, value 10s. three check linen curtains, value 6s. two linen sheets, value 1s. a jean waistcoat, value 2s. another jean waistcoat, value 1s. a cotton counterpane, value 5s. two moco stone rings, set in gold, value 6s. a pair of silver tea tongs, value 4s. a pair of silver shoe buckles, value 10s. a black enamelled gold ring, value 2s. two pair of stone ear-rings, value 4s. a linen gown and coat, value 5s. two linen shirts, value 4s. a quarter of a guinea, and two pieces of foreign coin, value 4s. the goods, chattels, and monies of William Heath in this dwelling house.

WILLIAM HEATH *sworn.*

I live in Queen-street, St. Georges, Bloomsbury; I am Clerk to Mr. Edward Kendrick, No. 33, King-street, Covent-garden; he is a brass founder; I keep a house in Queen-street. On the 28th of January as I was going past St. Paul's, I missed my watch; at first I thought I had left it at home, being Monday, as I frequently had done in my Sunday's cloaths; I know the woman at the bar, she was at my house and did the business of my house; I never made any agreement with her.

Q. Are you a married man?—I am.

Q. Does your wife live with you?—Yes, she is related to my wife by her first husband

husband; my wife's first husband was her uncle. I never made any agreement with her as a servant; had she acted as she ought to have done, as far as my ability, I would have rewarded her in the course of time.

Q. What was she to do?— I considered when she came into the house my wife was but very poorly; I understood there was some difference between her and her husband, and she came into my house and asked my wife to let her be there for a few days; she came then, and when I came home in the evening my wife informed me; this was some time in June last, and the prisoner at the bar asked me whether it would be agreeable for her to sleep there for a few days? I acquiesced in it, understanding she was some relation to my wife by her first husband. On the 28th of January I challenged her with having taken several articles; she acknowledged to some of them; I enquired after the articles, as in searching over my dress I missed my silver buckles; I lost my articles, and consequently I was to enquire after them; I found she had pledged my silver buckles I charged her with, my black coat I also charged her with; she wished God would strike her dead if she knew any thing of my silver buckles or my black coat; I charged her also with several other articles I missed at certain times; some of the articles she owned to having pledged, to the amount of about 11. 6s.

Q. What did you say to her to induce her to own to these articles?— I told her if she would give me up the duplicates of the articles that she had pledged, I would not prosecute her, but she did not give me up the duplicates, for this was on Tuesday or Wednesday; after the 28th she told me where the things were, part of them, but she told me they were pledged in Tottenham court-road; she did not give a just account where they were, nor a just account of all the duplicates; there was one duplicate

brought to me afterwards by her own husband, sent by her to me. I missed many other articles besides.

Q. Did the husband come to see her at your house?— Yes, he had been there several times, I cannot tell how often, as I am obliged to be away from home from morning till night, and my wife being ill ever since June last; I missed all the things in the indictment at different times; I cannot tell what is missing, because I was not in the way altogether to know; when I told her I would not prosecute her, I was not sensible of my loss.

Q. Where were the things you missed before you told her you would not prosecute her, if she would give up the duplicates?— Yes, they were taken at different times; I know no more to my own knowledge.

Mr. Knowlys. I suppose you had a good opinion of this woman?— I had a very great opinion of her, or else I should not have trusted her; I placed the greatest confidence in her, I believe all the things in the indictment are present.

Q. I dare say that you will be able to recollect a little more than what you have told us Mr. Heath, it was a long time before we learned that she was so near a relation; now you talk about duplicates and so on, and that you had a very good opinion of this woman; perhaps you had a very good opinion of a woman named Margerett Carr?— I took her up at the same time; I charged her with the constable, Samuel Hanover

Q. Then the next indictment is a charge against Margerett Carr?— She was admitted an evidence at the police office.

Q. I see her name is struck out of the back of the bill?— I really cannot find her.

Q. When did you see her last?— The last time was at the police office in Marlborough street.

Q. Da

Q. Do you mean to swear that?— If you please; I don't know to my knowledge that I have seen her since.

Q. You must know whether or not you have seen a woman that you have charged with a robbery?— I have not seen her.

Q. When did you attend at the police office?— On the 13th of February.

Q. As it is only thirteen days ago since you see her, you can tell us positively whether you have seen Margerett Carr since?— I have not seen her since.

Q. Do you swear that positively?— Yes.

Q. Why did you say before you had not seen her to your knowledge?— Because I was willing to speak the truth.

Q. Then you do not mean to swear positively that you have not seen her?— I have not seen her.

Q. Now I will tell you; do you know a Mr. Broughton?— I don't know the name.

Q. When did Margerett Carr leave your service?— On the 28th of January or 29th; I will not take on me to say which.

Q. Whom did she go to live with?— I told her not to let me see her face any more.

Q. Who did she go to live with?— She is a chairwoman I believe.

Q. Why do you believe she is a chairwoman?— Because I understand she acted as a chairwoman at my house.

Q. Did not she live as a regular servant there?— No.

Q. Do you ever recollect saying this, that you would certainly hang that woman there, but you would spare Carr?— I never said any such word.

Q. Upon your oath do not you know this fact, that every one of these things, which are produced from the pawnbroker's, were pawned by Margerett Carr and in her name?— I do not.

Q. Have you not seen the duplicates?— I have.

Q. Are these not all in the name of Margerett Carr?— No, they are not.

Q. Now you have not seen this Margerett Carr at any friend's house?— No, not since she was at the police office.

Q. How soon before she was at the police office had you seen her at any friend's?— I cannot say, I saw her on the 28th or 29th of January.

Q. At what friend's house?— At no friend's house.

Q. Do not you know that this Margerett Carr has been in Newgate under a charge of felony?— I never heard that she was in Newgate, or any other place of confinement.

Q. I believe, as these things have been going frequently, you have had occasion to complain of other persons who had robbed you?— I have had occasion.

Q. That person was in your family down to the present time. Have you not had occasion to charge one of your children with robbing you?— No.

Q. Nor ever suspected them?— No.

Q. Pray who bailed Margerett Carr?— She was bound over, I understand, by Mr. Nathaniel Conant to appear in evidence, I don't know any thing of any bail.

Q. You told us a little while ago that Margerett Carr was admitted to bail?— No, it was admitted an evidence; she was bound over with the pawnbrokers.

Q. Did not Margerett Carr, say that she had pawned all these things in her own name?— No.

ALEXANDER LANE *sworn*.

I live in Holborn; I took these things into pawn; I took five stone rings, two pair of ear rings, and a gold cane, of the prisoner, the 24th of December; I am sure it was the prisoner, she pledged them in the name of Ann Jones; here is a pair of buckles which I took of Margerett Carr,

Carr, and the prisoner came forward with Margerett Carr, and had more money on them. The other things I took of Margerett Carr, Margerett Carr was with the prisoner when she pledged the rings, the cane, and the gold pair of ear rings; I asked her whose property they were?—She told me her own.

JOHN BROWN *sworn.*

I am a pawnbroker; I did not take in the things I produce of the prisoner; I took them in of Margerett Carr.

GEORGE BOYCE *sworn.*

I am a pawnbroker; I live with Mr. Harrison, Tottenham Court Road; I know nothing of the prisoner at the bar. On the 5th of last October I took in this gown, which William Heath swears to be his property, but it is so long ago I cannot recollect whether the prisoner at the bar is the person or not.

SAMUEL HAMILTON *sworn.*

I am the officer; I know nothing only taking the prisoner. (The things produced and deposed to.)

Mr. Knowllys to prosecutor. How came this to be a charge for a capital offence, she was only committed for a single felony from the office?—I don't know what she was committed for there, I understood I was to set a value on the things; I hope I have not over charged them.

Q. Did you know she was so near her time?—I have heard she was with child.

Q. Do you know she was very near being brought to bed, she will now be brought to bed in less than an hour?—I have been a great sufferer.

The prisoner called three witnesses who gave her a good character.

GUILTY.

Of stealing to the value of 30s.

(Aged 30.)

Recommended by the Prosecutor and Jury, being so near her time.

Privately Whipped.

Tried by the second Middlesex Jury before

Mr. COMMON SERJEANT.

273. MARY JONES was indicted for feloniously stealing on the 14th of January, a set of cotton furniture, for a four post bedstead, value 20s. two callico window curtains, 5s. a looking glass, value 3s. a pair of brass candlesticks, value 3s. a pair of steel snuffers, value 1s. and a japan snuffer stand, value 3d. the goods of Ann Constable, widow, in a lodging room.

ANN CONSTABLE *sworn.*

I am a widow; I live in Vine street, Middlesex Hospital; I keep a house; Mary Jones the first of this month came to take a lodging of me, and came to it that night, a three pair of stairs front room, ready furnished, to pay 5s. a week; I had other lodgers in the house, in the first and second floor at that time; I live in the lower part of the house in the parlour. On the 7th of this month the second floor was then to be let, and she took that; I never see no more of her, but I heard a noise which occasioned me to tell her to leave that lodging at the week's end; the noise was between her and some men that she brought into the house. On Thursday the 13th, between the hours of nine and ten at night, she came down to me and said, she could not leave the lodgings until Saturday, as she had then got a lodging to go to, and begged for a night's lodging over her week; I told her she was extremely welcome to the night, provided she went away quietly; I saw no more of her never, till she was taken; she went away immediately.

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mediately as she asked for admittance to stay an over night ; I had never seen her before she came to my house in my life. On Friday I was called up by one of the lodgers who suspected she was gone, and a person ran up by my desire to see whether the things were gone or not, and I went up, and I went into the room and found the room stripped of every thing ; the first thing I missed was the sofa cover ; not half the things are in the indictment ; I missed the cotton furniture, the window curtains, the brass candlestick and the snuffer stand ; these things were found at Strangeways, a pawnbroker's, over Black Fryar's Bridge.

JOHN STRANGEWAYS *sworn.*

I am a pawnbroker in Surry Road. On Friday, the 15th of this month, the prisoner at the bar, brought me these things to pledge, they are the things mentioned in the indictment, she pledged them in the name of Maund, I am sure the prisoner is the person, I knew her before by that name, I had had some things of her some time back ; I know it is the same woman ; I was the means of her being taken. (The things produced mentioned in the indictment, and deposed to.)

Prisoner. My husband sent me out to get a lodging, he took the best part of the things in my absence, and when I came back again he told me if I would not take the remainder he would murder me.

Court to Prosecutrix. Did she come as a single woman or as a married woman ?—She came as a single woman.

Court to Strangeways. Do you know whether she has a husband ?—I do not.

The prisoner called two witnesses to her character.

GUILTY. (Aged 26.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

274. **JAMES KELLY, WILLIAM HESLIP and JOHN MURRAY** was indicted for feloniously stealing on the 11th of January, a silver ink-stand, value 39s. the goods of John York, Esq. and Charles York, Esq.

Indicted in a second COUNT, for stealing the same things laying them to be the property of John York, Charles York and the Right Honourable Christian Charlotte Margerett, Lady Dowager of Dover.

Indicted in a third COUNT, laying them to be the property of Lady Dover only.

The case was opened by Mr. Const

THOMAS GOODWIN *sworn.*

I am the carpenter of the Sun Fire Office ; there had been a fire at Lord Dover's house ; I employed the three prisoners to turn over the ruins and to see if there was any property in the ruins ; it was the 11th of this month, it was Monday evening, there was a letter left at the public house over the way with a direction for me to go to Mr. Gordon's the pawnbroker ; in consequence of which between three and four in the afternoon, on Tuesday, I went and he produced this silver ink-stand, there was none of the prisoners present at that time, they had left their work the same day at eleven o'clock and absconded ; Mr. Gordon gave me the description of the three prisoners that I knew who they were ; I went from this house to Bow-street, with an intent to get a warrant, and I meets one of them which is Murray, the short one, in one of the courts just by ; I asked him where he was going ? he seemed rather confused, made me no answer ; I asked him directly where Kelly his other partner was ? he told me

me at his lodgings; by his instructions I found the other two; they went up with me to Bow-street; I left a person with them at the Green Man; I did not give any charge of them, they were taken before Justice Bond and committed. I searched all the prisoners twice on Monday, the day that we employed the prisoners, to see that they had nothing in their pockets, they had been at the work twice that day, and I ordered the man to search him in my presence, he stood at the side of the door when I let him out.

DAVID GORDON *sworn.*

I am a pawnbroker; I live at No. 434, St. Martin's lane. On Monday night the 11th of this month, about half past eight or rather more, Hestlip and Murray came to my shop; Murray came in and produced some plate which was cut in pieces, three large pieces and some small pieces besides; Murray said, we have brought you something worth your buying, I looked at it and I saw it was plate, as though it was quite blackened by the fire; on one piece I found a gentleman's coat of arms, I shewed it to them, they seemed not surprised, I asked them particular where they were working? they said, they were working by a fire by Oxford-road, and they found it in the ruins; I asked them what street? they could not inform me, they said, they did not know; I asked them who was their employer? they said, Mr. Goodwin, which was a master bricklayer; I asked them where he did live? they could not inform me, they said, they did not know; I asked them where he paid them? they said, at a public house; I asked them the sign? Murray said, he believed it was the One Tun, he said, near the buildings; I asked them where he hired them? he said, at Charing

Cross, it may be about that very instant my lad went out of doors, and he found Kelly, and he brought him in, he came in with the lad, he had not hold of him, my lad said, he found him at the door; I asked Kelly the same questions as I had asked them, word for word; I believe he gave the same answer exactly; I asked how long they had been in London? they said, they had been in London a fortnight; I asked them if they heard how long the fire had happened before they went to work? they said, a few days; I could not find at what house this was; I asked them if they had heard of any accident that happened at it? they said, there was a young woman that fell out of a two pair of stairs window; from that I knew it was Lady Dover's; they did not seem to be any way intimidated or afraid; Kelly said, they would bring Mr. Goodwin, their employer, about the plate, that they lived all three together in Marigold-court, in the Strand; they gave a proper account; directly my lad and I went to this place where the fire was, I saw a gentleman's servant crossing the street, I enquired for the One Tun, I went into a public house and shewed them the plate, and I found out the steward about ten o'clock, and I shewed him the plate and he owned it directly, he said, that he and one of the executors would call at my house the next morning; Mr. Goodwin called, I told him I had not the pleasure to know him, but I would go with him to the steward.

Q. You have stated to us that the two which first came in, namely Hestlip and Murray, gave you answers to every question you asked, just as you have told, and Kelly when he came in he repeated nearly the same, every thing exactly corresponded?—It did.

Q. Was the directions they gave to their own lodgings right?—It was.

JOHN

JOHN KIRBY *sworn.*

I was present when they came to Bow-street, and the plate was produced, I have had it in my custody ever since; Gordon, the pawnbroker, produced it.

PETER CELESTINE AARON *sworn.*

I lived with my Lord Dover; I was the valet de chamber there; as far as I know I recollect this to be part of his Lordship's plate, he had an ink-stand standing always in his study, but it is so disguised that I cannot swear positively, but I believe it is; it is not in the form, there is my Lord's coat of arms, but that is also the coat of arms of the rest of the family; I cannot venture to assert it is part of that ink-stand.

ALL three not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

275. **BENJAMIN DICKSON COOK** was indicted for burglariously and feloniously breaking and entering the dwelling house of John Thornton, about the hour of five in the night, of the 15th of January, with a felonious intent to steal his goods.

JOHN THORNTON *sworn.*

I live at St. Mary's Whitechapel; I am a carman, I keep horses and carts to let to hired work; about five o'clock in the evening I believe I was sitting by the fire, on the 15th of January, it was near dusk, it was just candle light, and I could see just a face without any light.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

276. **SAMUEL YOUNG** was indicted for feloniously stealing, on the 14th of January, a pannel saw, value 6s. the goods of Benjamin Gill. A pannel saw, value 5s. a tenant saw, value 5s. a plow, value 2s. the goods of Henry Stanforth. A ripping saw, value 2s. the goods of John Myrtle. A fast saw, value 2s. the goods of Joseph Wilson. A square made of wood and iron, value 2s. the goods of William Smith. A fast saw, value 2s. the goods of John Sawyer Glanville.

BENJAMIN GILL *sworn.*

I am a journeyman carpenter, I was at work at the Duke of Leeds, St. James's Square. On Saturday night I left the house at the usual time about six o'clock, I left the saw in the room, in the one pair of stairs on Monday morning, when I returned to my work again it was gone; it was a pannel saw, that is found; I lost an hand saw at the same time that was not found, and a trying square.

HENRY STANFORTH *sworn.*

I am a carpenter at the Duke of Leeds. On Saturday night I left work at six o'clock, I locked up my tools in my chest, a pannel saw, a tenant saw, and a plow; when I returned to work on Monday morning, there was my chest broke open and my property gone.

JOHN MYRTLE *sworn.*

I am a carpenter and work at the Duke of Leeds. On Saturday the 12th of January, I left work and left my tools in my chest; when I returned on Monday morning, the saws were all taken from my chest; there was a ripping saw, and a pannel saw, and two other saws; my chest was broke open.

JOSEPH WILSON *sworn.*

I was at work at the Duke of Leeds. I left my saw hanging upon a nail, to the best

best of my knowledge, Monday when I came, it was gone.

WILLIAM SMITH *sworn.*

I am a carpenter, I worked at the Duke of Leeds. I left my tools on Saturday night hanging up against the wall, against the bench; Monday morning when I came to work, they were gone.

JOHN SAWYER GLANVILLE

sworn.

I was at work at the Duke of Leeds. I left my tools in Mr. Stanforth's chest, they were gone on Monday morning.

GEORGE WOOD *sworn.*

I am a pawnbroker, No. 21, Green-street, Leicester-fields; I took a saw into pawn, on the 22d of January, which I can swear to the person of whom I had it, Samuel Young is the name on the duplicate, it was pawned for half a crown. (Deposed to by Mr. Gill.)

GEORGE TURNER *sworn.*

I am a pawnbroker; I live with my brother, Ponton-street, in the Hay-market; I have got one saw pawned, on the 23d of January, I lent eighteen pence on it, I think I received it of the prisoner, but I don't know. (Deposed to by Mr. Smith.)

— *sworn.*

I live at Mr. Freer's, little Poultney-street, Golden-square; I have got a saw pledged, on the 28th of January, and three saws pledged about a fortnight or so before; I cannot say exactly when they were pledged, in the first place; because the tickets were destroyed, and he came forward with another to sell them, and then we gave a fresh ticket; I took in one or two of them; I was

present when he pledged them all; I am sure it was the prisoner who came with them; there was one pawned the 28th of January, and one before that time. (The four saws deposed to.)

— KENNEDY *sworn.*

I am a peace officer belonging to Marlborough-street; I took the prisoner into custody after half an hour's battle between the prisoner and me; I found a number of duplicates. (Produced and one deposed to by Turner.)

ELISHA RAY *sworn.*

I am shopman to Mr. Mollet, he lives in Rose-street, Covent-garden. On the 23d of January, the prisoner brought in a long square; I have a plow likewise which Henry Stanforth claims; I am sure it was the prisoner who pawned the square. (The plow and square deposed to.)

Prisoner. I work for Mr. Sylvester, at the top of the Hay-market; about five weeks ago I was discharged, on Saturday night; I went as far as the Blue Last, in Oxford Road, I went in and asked if the landlord was at home, and could give me a job, he said no; I told two men that I was going to the West Indies and I wanted a job for a fortnight, one of them said he was going down to a captain on board a man of war; they asked me what things I wanted? he said, I had better take some carpenters tools; for saws of five shillings and sixpence here would sell for fourteen shillings or fifteen shillings a piece there, I told them I had not above nine or ten shillings in my pocket; they had the tools and they asked me to go down along with them and have a pint of porter, and if I like to have the tools, I might go and pledge them at a pawnbroker's if I had not enough to purchase them, and buy the duplicate with what money I had in my pocket,

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pocket, and I got them in that way; the men are not here, the two men are strangers to me; I went and pledged them at different times, and fetched them out afterwards to shew them to my ship-mates. I have not any witness because I have not expected my trial to come on till the afternoon.

GUILTY. (Aged 19.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

277. MARGERETT PARK was indicted for feloniously stealing, on the 26th of January, a pair of linen sheets, value 5s. a copper saucepan, value 6d. the goods of Sarah Clarke, in a lodging room.

SARAH CLARKE *sworn.*

I am a widow, I let a lodging to her and to another person whom I supposed to be her husband, he was to pay four shillings a week.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

278. RICHARD RICHARDSON was indicted for feloniously stealing, on the 8th of January, a silver watch, value 30s. a steel watch chain, value 12d. two stone seals, value 2d. a watch key, value 1d. the goods of Richard Dale.

RICHARD DALE *sworn.*

I am a publican the corner of Wych-street; I was standing at my own door,

on Friday the 8th of February, I lost my watch, I went out of my own house to make water about half after eleven, to that door, and a person passing by picked it out of the right side of my breeches, and the glass being broke it caught, feeling my watch go I pursued, and cried stop thief, and I saw somebody turn the corner in Wych-street; I did not see the prisoner at all, this might be about eleven o'clock in the evening, and a gentleman coming down the street caught hold of the prisoner, and said to me here is your watch; the gentleman stopped him before I, and the watchman got up; the gentleman brought him down and the watch to my house; I had lost sight of him, I have no recollection who the person was, I gave the watch up that night to the beadle Richard Dobbings; the gentleman told me the prisoner gave him hold of the watch as soon as he caught hold of him.

Q. Why is not that gentleman here? — He had taken a coach, and he said he might be at Jamaica before the trial would come on; the prisoner kneeled down and said it was his first offence and hoped I would forgive him.

JOHN BERRY *sworn.*

I am a watchman; I was calling half after eleven, on Friday the 8th of this month, and I heard a cry of stop thief, I pursued the thief, I saw him run, and I took that prisoner; and I sprung my rattle, and the gentleman had caught hold of him, when I went up I took hold of the prisoner, I saw a watch in the gentleman's hand, and I heard the gentleman say in the hearing of the prisoner, that he took the watch out of the prisoner's hand; he said it was the first thing ever he had been guilty of. I saw the gentleman deliver it to Mr. Dale, it was a silver watch.

Mr. Schoen.

Mr. Schoen. What sort of a gentleman was this?—He appeared like a gentleman.

Q. Was he going the same way with the prisoner?—He was going towards where the prisoner ran.

RICHARD DOBBING sworn.

I am a constable. On Friday the 8th of February, past eleven at night, the prisoner at the bar was brought to the watch-house; he was charged with robbing Mr. Dale of a watch, he said it was his first offence, and wished he would forgive him; I have got the watch here. (The watch deposed to.)

Prisoner. I leave it to my counsel.

GUILTY. (Aged 33.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. RECORDER.

279. **JOHN WILLS** was indicted for feloniously stealing, on the 28th of January, two silver tea spoons, value 4s. four linen table cloths, value 15s. five printed books, value 5s. the goods of Matthew Williams.

MATTHEW WILLIAMS sworn.

The prisoner has been a servant of mine 'til the latter end of the last month. On the 28th day a man came and gave me an information; and I applied to the public office in Bow-street, this man had left my service for a day or two; we went in search of him, and at his lodgings we were told he was gone out with his wife; the constable broke open his door, and we found five printed books my property, which I have here; eighteen pawnbroker's duplicates or thereabouts, we collected from these pawnbrokers,

four table cloths and two silver tea spoons, in consequence of this, I had him taken to the magistrate in Bow-street and committed; the books I swear to be my property, by my hand writing in them, and the table linen will be proved by a servant of mine. These books I produce, has my hand writing in every one of them; I cannot take upon me to say how long I had seen them before in my house, this man had lived with me I believe about three months; I searched his lodgings the day I received the information, the 28th of January, when I took him to Bow-street, he signed a written confession that he had stole these things my property.

Q. Was there any thing previously said to him?—Nothing by me, nor by the magistrate, neither promise nor threats; I don't know whether it was read over to him or not; I saw him sign it, and I saw the magistrate sign it; and I witnessed it; I have not a doubt but it was read over to him.

Mr. Knowles. Did you ever see Mr. Mitchell write?—Yes, I see him write that.

Q. Are you a married man Mr. Williams?—I have been.

Q. What was the name of your wife?—Elizabeth Williams.

Q. Who is Ann Williams?—I don't know such a person.

Q. Do you know all the books you have lost?—I do not, but I know all I have found.

Q. I shall not ask you any more?—You are very obliging.

RICHARD MENDOZA sworn.

I live with Mr. Collins in great Wild-street, I have three table cloths and two spoons, I received two spoons of the prisoner's wife, I am not certain of whom I received the others. I have some little recollection of the man, but I cannot positively say whether he is the man

man or not; Mr. Williams has got the the duplicate; I heard it was the prisoner's wife from the prisoner.

Mr. Knapp. You say you don't know you positively received them of the man?—I cannot.

Q. You have a great deal of business, I take it for granted?—We have.

Q. With respect to the prisoner's wife, this is what you have heard since?—It is.

Q. You say that the prisoner told you it was his wife?—No, I believe it was Mr. Williams, I did not recollect myself at first.

Q. Have you been examined as a witness before?—Yes, several times.

JOHN PRICE *sworn.*

I live with Page and Rice, pawnbrokers in St. Martin's-lane; I produce a table cloth pledged in the name of Thomas Wills, I took it in the 4th of January, I have not the least recollection of the prisoner, no more than if I had never seen him.

Q. Is it not one of your instructions always to look at people that come to pawn things?—Yes, but it is impossible always to recollect.

Mr. Knapp. You see a great number of persons in the course of the day?—We do.

Q. Your constant customers you know very well?—We do.

Q. That man you had never seen before?—No.

Q. You say you had not the least recollection who it was?—I had not.

FRANCIS OLIVER *sworn.*

I am a servant with Mr. Williams; I have lived with him two years; to the best of my recollection it is Mr. Williams's table linen; there is nothing in them that I can swear to particularly?—I am bar maid; there is no marks on the tea spoons,

The confession read as follows:

The voluntary examination and confession of John Wills, servant of Matthew Williams, of Bow-street, Covent-garden, victualler. This examinant saith, "That two silver tea spoons, five books and four table cloths, he acknowledges to be the property of the said Matthew Williams, his master; and acknowledges that they were stolen by him in his said master's house, without the knowledge of his wife; that he afterwards sent his wife to pawn these two tea spoons, in Wild-street; and this examinant also acknowledges, that he himself pawned the four table cloths, now produced, with the pawnbroker that now appears with them." Signed,

Thomas Wills.

Taken before me,

A. Mitchell.

GUILTY.

Judgment respited.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

280. REBECCA JOYCE was indicted for feloniously stealing, on the 21st of February, eight trusses of hay, value 8s. the goods of James Tarling.

JAMES TARLING *sworn.*

I live at Finchley; I have been robbed many times, at different times, of considerable quantity of hay, for about six weeks, or two months; I had hay which I put into my barn one night, and there came some persons and cut off a quantity of hay; the hay was perceived littered along down the field, and it was traced; I then went to another hay rick and there I lost several trusses; with that

that I had suspicion, and I enquired about the neighbouring farmers; I lost three trusses last Monday seven night, and they tracked the hay along the Common towards where this woman lives; says I to my men and boys, be very careful how you bind your hay, and we shall find it out by degrees. On Thursday after they sent me word there was eight trusses stole, and they tracked the hay from within ten or thirteen yards from the house where this woman lives; she has two sons with her, one about nineteen and the other some where about fifteen or sixteen; with that I goes to Justice Neat, he was ill; I applies to Samuel Collins, Esq. and he begs I would go to Mr. Neat; I did, and asked him for a warrant; says he, can you swear on suspicion, that they have got the hay? he granted me a search warrant; I took a constable and two men, and I went into the cow house, and I found a little piece of hay; then we goes into the dwelling house, and in the closet underneath the stairs I saw a few bents of hay; says I, it is my opinion the hay is here; and there was eight trusses of hay in a cupboard, underneath the stairs, and I am sure they are mine.

Q. Then, if I understand you right you lost some hay, and you found some of your hay in this woman's custody?—It is so.

Mr. Knapp. There are two sons live with the prisoner?—There are.

Q. Did you ever see this woman about your premises?—But the sons have been seen about the premises, and about other peoples premises, and that made me have a suspicion.

ROBERT COX *sworn.*

I am a hay binder; we followed this hay by the track to Rebecca Joyce; two of them are grown up.

Q. Did you ever see this woman about your premises?—No, I cannot say that ever I did.

Q. Where was the hay found?—It was found in the house; I am sure it is our hay for we made them particular that day.

Q. What house did she keep?—A little house by the Common side; she keeps a cow.

Mr. Knapp. These young men were badish young men, are they not?—I believe so, I am not certain.

Q. Were they not suspected?—I have heard so.

Q. They have been seen near your premises?—I have not seen them there.

RICHARD WALL *sworn.*

I am a hay binder to Mr. Tarling; I can swear to the hay that I bound; I found it in a closet of Rebecca Joyce's, underneath the stairs; I lost it on Wednesday night about six o'clock, and I found it on Thursday night about four; we tracked it within about fifty yards of her own house.

Q. Did you ever see her about your barn or stacks?—No.

Q. Did they take the whole trusses?—Yes, eight that night.

Q. Did you find all the eight there?—Yes.

JOHN RAY *sworn.*

I am a constable; Mr. Tarling brought a search warrant to me, and desired me to execute it; I went and searched the house, and found the quantity concealed under the stairs in a closet; the woman was not at home; she went out in the morning, as the boy told me, to town.

Jury. Whose house is it?—Mrs. Joyce's.

Mr. Knapp. The sons all lived at home with the mother?—They did.

The prisoner called two witnesses who gave her a good character.

GUILTY. (Aged 38.)

Recommended by the Jury.

Imprisoned one week and fined 1s.

Tried by the second Middlesex Jury before

Mr. COMMON SERJEANT.

281. JOHN BARROW was indicted for feloniously stealing, on the 30th of January, a musical clock in a mahogany case, value 9l. the goods of Thomas Wood.

MARY WOOD *sworn.*

I was servant to Mr. Thomas Wood, he is a broker, No. 82, Fore-street. On the 30th of January I saw the prisoner just stand out at the door about half after four, with the clock under his left arm.

Q. Where had that clock been before ?
— I cannot tell ; I did not see him take it ; I immediately ran to my master and called him from the other house, and my master and the man ran after him ; I am sure the prisoner is the man, he was not brought back again, he was taken to the Compter.

THOMAS WOOD *sworn.*

I have a broker's shop in Fore-street. On the 30th of January, about half past four, that young body came to me ; I was about two doors from where the robbery was, and told me that a man had taken a table clock out of the shop ; I keep two shops, and there is two private houses between ; I immediately runs to see whether the clock was gone ; I ran back to fetch one of my porters to assist me to try to take him ; it stood about six yards from the door inside of the house ; I asked the servant which was the man ? she shewed me ; my porter's name is Thomas Gregory ; the prisoner went along Fore-street, my porter and I ran the other side of the way, in order to have a view of the side of the way that he was, and I saw him about fifty or sixty yards distance, with the clock under his arm ; we both ran as fast as we could and took it on him ; my man took it and I was close at his elbow ; we took the clock of him, and took him to the Compter.

(The clock produced.)

THOMAS GREGORY *sworn.*

I am porter to Mr. Wood, the 30th of January last, which was the Wednesday afternoon, the maid came and gave the alarm, and said, that a man had taken the table clock ; I pursued him and I caught him partly opposite Baldwin-street, in Fore-street ; I caught him with the clock under his left arm ; I put my hand over his left shoulder, and seized it by the ring, and then took hold of him afterwards by the collar ; for fear he should let the clock fall.

JOHN CLARK *sworn.*

I am a marshalsman ; I saw Mr. Wood and his man running ; I came out of Basinghall-street at the time ; I joined the pursuit ; Mr. Wood's man laid hold of him and I immediately went up and took possession of the prisoner ; I saw Mr. Wood's man take the clock from him and I have had it ever since. (The clock deposited to.)

Prisoner. I was going down Fore-street and a man stopped me, asked me to carry this clock ; I had not carried it any way hardly before Mr. Wood's man stopped me, and asked me where I was going with it ? I immediately turned round and saw the man was gone ; I don't know as I have any witnesses ; I have witnesses to my character I believe.

Court to Wood. How far did you pursue him ?—Near a hundred yards ; there was a lad with him, who was taken to the compter and who afterwards was proved before the alderman to be his brother, but the property not being found on him he was discharged.

The prisoner called eight witnesses who gave him a good character.

GUILTY. (Aged 20.)

Transported for seven years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

M I S D E M E A N O R S.

282. **SUSANNAH WINTON** alias
HARRIOT BELL JAMES was
indicted for wilful and corrupt perjury.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

283. **PHILLIP COHEN** was in-
dicted for wilful and corrupt perjury.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

284. **JOHN MONK** was indicted
for wilful and corrupt perjury.

(The case was opened by Mr. Steel, and the record was read by the clerk of the court of the trial of Robert Percival, tried in December sessions, for robbing of Mr. Robinson of articles to a large amount.)

EDWARD HARPER *sworn.*

I saw John Monk the prisoner sworn.

MONOAH SIBLY *sworn.*

I was short hand writer at the time of the trial of Robert Percival; I have my original notes taken at the time; I was particularly desired to be exact. Monk was asked by Mr. Garrow, "Have you ever said Percival the prisoner at the bar was concerned in that burglary?" His answer was, "Not to my knowledge."

Q. "Did you ever tell Edward Harper that the present prisoner Percival was concerned in this burglary?" his answer was, "Several times talking about this robbery I said I would speak the truth; Percival was concerned in other robberies in Broad-street, but not in this."

Harper. I am one of the keepers of Clerkenwell Bridewell; I remember Robert Percival being tried here for a burglary in the house of Mr. Robinson; I know that Robert Percival; I know the prisoner at the bar, John Monk; the burglary was committed in May last; Monk was confined in Bridewell, and he told me that Robert Percival, William Waine and himself were concerned in the burglary at Mr. Robinson's, in Broad-street.

Q. Was

Q. Was he then speaking of that Robert Percival that was afterwards for this burglary?—He was.

Q. Was Percival then in custody when he told you this?—He was.

Q. Are you positive that the prisoner at the bar was speaking of that Robert Percival that was tried here last sessions?—I am, and to the best of my knowledge speaking of the burglary at Mr. Robinson's.

Q. Had there been any other burglary committed in Broad-street?—He had told me of others the same as he did of that.

Q. At what time did this conversation happen in Bridewell?—He came the 6th of November, by the commitment, and it was after he came in Percival was apprehended on suspicion of this robbery; at this time Monk was brought in again, because he had house breaking tools about him. I am not sure which came in first, I believe Monk.

Prisoner. When I came into goal who was in the lodge?—Percival.

Prisoner. And just now you said, that I came in first?—They both came in very near five minutes of each other, I fancy I was wrong.

Prisoner. Do not you recollect I went up to sleep that night?—I cannot.

Prisoner. You don't recollect my being struck over both my legs?—I heard you say so, but I was not there.

Prisoner. When I used to go up stairs in the night, from being an evidence, the prisoners used to strike me with irons and pokers, and after two or three nights the turnkeys used to let me sleep in another place.

Court to Harper. Which of these two was brought in first?—Percival, and I think he was sitting by the fire when Monk came in.

JOHN LUCY sworn.

I know Monk the prisoner at the bar, by apprehending him.

Q. Do you recollect Monk being examined on the trial of Robert Percival?—I do.

Q. He stated himself to be an accomplice in a burglary alledged to have been committed in the house of Mr. Robinson, in Broad-street?—He did.

Q. Had you ever any conversation with him relative to Percival who was then under trial?—I had which I related then. I was at the apprehending of Waine and convicting him, Monk gave information relative to Waine, who had been tried before; I apprehended him according to his information at Enfield highway, when Monk attended at the Old Bailey to give evidence against him; I attended with him two days at the New Inn, in the Old Bailey September sessions last, when Waine was convicted; Monk told me about Robert Percival, that he was connected with him and Waine in the burglary of Mr. Robinson's in Broad-street; I informed him I did not know Robert Percival's person, he described that his father was a carpet beater in Moorfields, and lived at a public house; that he, Robert Percival, lived with a girl of the name of Elizabeth Ayres, that he was by trade a boot closer, and that he had information that he was over in the Mint. He described him also to be the person that had broke out of Clerkenwell Bridewell, and his reasons for so doing.

Court to Harper. Had Percival broke out of Clerkenwell Bridewell?—He had.

Court to Lucy. Is Robert Percival who broke out of Clerkenwell Bridewell, the same as was tried here?—He is, I have seen him this day; I afterwards apprehended Robert Percival in the Mint; when I was taking Robert Percival to Bridewell to the lodge, the prisoner Monk

Monk was brought in by the officers of Bow-street, having house breaking tools about him.

Q. Did Percival and Monk speak together at the time?—I don't know that they did; I told him that I had apprehended Robert Percival in the Mint, he said, you might have had him before for I informed you he was in the Mint, he says, I shall not swear to him; I asked him why? he said, because I had not sent him any money while he was in trouble; I told him I never did, nor never would, because it might bias the mind to say what was wrong; he informed me that Clark, one of the witnesses that was against Waine, had given him two guineas.

Q. Mr. Lucy are you quite sure that the burglary he had been speaking to you of was the burglary committed in Mr. Robinson's?—Yes.

Q. Are you equally sure that the Robert Percival was the Robert Percival tried here in December sessions?—I have no doubt at all about it. Percival is now convicted to be two years in Clerkenwell for having house breaking tools about him.

Prisoner. Did I mention Mr. Robinson's name to you?—He did frequently.

Q. When I came in from Bow-street, I had been at Bow-street all day long for a hearing, and you had just taken Percival, and you came in and told me, with that I might say something or other to you, I cannot tell, but you speak of my words when I was in liquor.

WILLIAM BLACKITER *sworn.*

I was a servant in New Prison.

Q. Do you know Robert Percival that was tried here last sessions?—I do.

Q. Do you know the prisoner Monk?—Yes.

Q. Did Monk ever tell you who were the persons concerned in the robbery at

Mr. Robinson's in Broad-street?—William Waine, himself and Robert Percival.

Q. Where had you this conversation?—In New Prison.

Q. At what time was this?—I do not recollect what time, it was after he was brought from Bow-street, and Robert Percival was not in custody at that time.

Q. Did he describe the Robert Percival to you so that you knew it was the Robert Percival that was tried here last December Sessions?—Yes, he described him to be the Robert Percival who broke out of Clerkenwell, and he was the person that was tried here the last December sessions. There was a woman in New Prison on a warrant, a boy came to this woman in New Prison, and Monk says to me, Blackiter (this was just before Percival was taken) follow the boy, he is going to Robert Percival, because he had got on a coat that he had sold Percival.

Q. This conversation between you and Monk, was for the purpose of giving you information where to find Percival for this robbery?—It was; he said, that boy would go to Percival.

Q. Now you are sure that he talked whenever he talked about Percival about the Robert Percival that was tried here last December sessions?—I am sure.

Q. And you are sure that it was the robbery of Mr. Robinson's that he spoke of?—I am; he gave me an information to go to Mr. Lucy and tell him where Waine was, and I went, and in consequence of that Waine was apprehended.

Prisoner. Did I tell you where to find Waine?—He did, he told me that Waine was at the White Hart, in Enfield Wash.

Q. When Mr. Lucy came to the Prison was there no talk about any reward between Mr. Lucy, you and I?—No, there was not.

X

Q. Did

2. Did you never talk to me and wanted me to apply for a reward?—No, I never did.

PRISONER'S DEFENCE.

In the first place Mr. Blackiter that is now come to swear against me, has been an officer in every office almost round London, and discharged, through misconduct, from every office that he has been in; and now at this present time he lives with a common shoplifter.

Blackiter, I never was discharged from an office in my life.

Prisoner. The Percival that was taken and was brought to trial, was not the Percival that did the robbery; the words that they insinuated and drew from me, were words that I was not on my oath, neither was I before a Justice, they were only my words; I never kept any thing back from justice, I brought every thing to justice as far as lay in my power; there is no account from the prosecutor that that was the man, nor any further contradiction except my own words; them two, Harper and Blackiter, I was obliged to keep in with that I might not be turned in amongst the other prisoners;

what I might have told them in liquor I cannot say. There are two Percivals. Clarke, who met us coming out of the house of Mr. Robinson's, says, it was that other Percival; he was the chief witness on Waine's trial, and is not brought forth; I thought they would have called him.

GUILTY.

Transported for seven years.

Tried by the London Jury before

Mr. RECORDER.

John Davis, convicted in July sessions last, was put to the bar and accepted his Majesty's pardon, on condition of transportation for fourteen years. Jeremiah Carter, convicted in last December sessions, on condition of transportation for seven years. Ann Dawson, Jane Ison, Ann Simmons, Richard Broughton, Jeremiah Clarke and Sarah Loft, on condition of transportation for their natural lives.

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F I N I S.

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO,

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 10th of *April*, 1793, and the following Days;

Being the FOURTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

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THE WHOLE
P R O C E E D I N G S

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

BEFORE the Right Honourable SIR JAMES SANDERSON, KNT.
LORD MAYOR of the CITY of LONDON; the Right Honourable
LLOYD LORD KENYON, Lord Chief Justice of His Majesty's Court
of King's Bench: The Honourable SIR JOHN HEATH, one of the Justices
of His Majesty's Court of Common Pleas: The Honourable SIR BEAUMONT
HOTHAM, one of the Barons of His Majesty's Court of Exchequer: SIR
JOHN WILLIAM ROSE, Serjeant at Law, Recorder of the said City:
JOHN SILVESTER, Esq. Common Serjeant at Law of the said CITY;
and others, His Majesty's Justices of Oyer and Terminer of the CITY
of LONDON, and Justices of Gaol Delivery of NEWGATE, holden for the
said City and County of MIDDLESEX.

<i>London Jury.</i>	<i>First Middlesex Jury.</i>	<i>Second Middlesex Jury.</i>
William Shuffry	Thomas Stokes	Joseph Newsham
Edward Seymour	William Rogers	William Gibbs
Isaac Dickson	John Burrows	Joseph Munday
Martin Tree	David Shirley Bear	John Beach
John Jones	George Freeman	Joseph Freeman
William Leathwick	Matthew Stenson	Porteus Smith
Richard Moss	Alexander Willon	Richard Price
Joseph Humpleby	Francis Sadler	Isaac Hutchinson
John Walker	John Chancellor	William Green
John Ivy	Jonathan Hamston	Luke Cade
Samuel Ireland	Jampion Hart	Joseph Leake
Raham Reepe	John Edwards	David Egleton

WILLIAM MANSFIELD was indicted for feloniously breaking and entering the dwelling house of Thomas Collins, about the hour of one in the afternoon, of the 6th of February, no person being then in the said dwelling house; and stealing therein, three woollen coats, called flushing coats, value 40s. one check apron, value 2s. two linen caps and bands, value 6d. one silk and cotton handkerchief, value 6d. the goods of Thomas Collins. Two pair of worsted stockings, value 18d. a pair of thread stockings, value 4d. two linen aprons, value 6d. a case knife, value 6d. and six shillings in monies numbered, the goods and monies of John Robinson.

ANN COLLINS *sworn.*

My husband's name is Thomas Collins; I keep a room in Redcross-street, a one pair of stairs; there is no one lives in the room but me and my husband, I have no servant; the house is let out in tenements, there is a lodger I believe above me, and below me, the landlord lodges next door, he has no part in the house.

Q. Is the house in which the landlord lives, by any way connected with the house in which you live?—No, not at all; my husband went out at six o'clock in the morning, I went out at half after seven, I padlocked the door, when I went out, I tried it to see if it was fastened, and it was; I returned about half an hour after one, my neighbours sent to me to tell me my place was open, and I went home immediately, when I came up stairs the door was wide open, some of

the bed clothes were off the bed and some on; the staple of the door was drawn and broke, the padlock remained on the door not touched, I had left the things on the bed, the drawers were all open; there were no locks on them, every thing was taken out of the drawers entirely and thrown on the middle of the floor; all the things mentioned in the indictment were missing. John Robinson is my father, but he left the box in my room with the things, and the box was locked in which the things were; that was the only box they broke open; I went the same day before the justice at two o'clock, and I swore to my property, I saw them there; there was nobody in the room when I came back; I saw the prisoner before justice Davis, in Lambert-street, Whitechapel, and I never saw him before in my life, the constable has the articles now; my husband never returned till eight or nine o'clock in the evening, when I went to fetch him, I had the key from six o'clock in the morning myself.

JOHN ROBINSON *sworn.*

I am the father of Ann Collins; I was not in the room at the time of the robbery, my daughter came and told me of it, and I went there after the robbery, the lock of my box was broke open; I lost two coarse aprons, three pair of stockings, a case knife, and six shillings in silver.

THOMAS GRAYFLOWER *sworn.*

I am a watchman; about half after one o'clock, on the day of the robbery, A the

the 6th of February, I was coming out of Mr. Harris's pork shop, buying some sausages; and I saw Robert Tucker, he was running; I asked him if they were running for a wager? they asked me if I had seen a man with a great coat on with a bundle? I said yes, I followed them, and I saw William Mansfield running with the bundle; I found him up by the Maypole East Smithfield, about two hundred yards from the house of the prosecutor; I got up to him and took the bundle from him, and two pair of stockings from underneath his jacket; I have kept these things from that time to this, Mrs. Collins and Mr. Robinson has seen them, and sworn to them. (The things produced.)

ROBERT TUCKER *sworn*,

I am a smith. On the 6th of February, at one o'clock, I went home to dinner, and I saw three men go up Mrs. Collins's stairs at one o'clock, the prisoner was one I am sure; at half past one I saw all three come down, I then observed the prisoner William Mansfield, he went through the street with the bundle at his back, and another with him, I did not know him before, and the other went another way; the other took nothing with him; the neighbours seeing these two, made an alarm, and I directly pursued after them till he was out of sight; when I got up to the top of Nightingale-lane, I saw Thomas Grayflower, and he had the prisoner in his hand, one of the same men that I had seen go up the stairs with the same bundle. I saw William Mansfield come down the stairs with the man; we then carried them before the justice.

JOSEPH NASH *sworn*.

I am an officer belonging to the public office Whitechapel; I know no more than he was apprehended, he was

brought to our office and I searched him the same day, and found a case knife and an old handkerchief in his pocket. (The articles deposed to by Mrs. Collins and John Robinson.) The three flushing coats cost fifteen shillings a piece; and all the things are worth what are mentioned in the indictment.

Prisoner. I received the things of a man in the street, I was to have a shilling to carry them to the Green Man in Kent-street; they came up and took me and would not take the other man that I received the things from.

Court to Grayflower. What did he say when you took him, he gave no account at all.

GUILTY of stealing, to the value of 4s. 6d. (Aged 22.)

Transported for four years.

Tried by the first Middlesex Jury before Mr. RECORDER.

286. PENRY JONES was indicted for feloniously stealing, on the 2d of February, a spring table clock, value 39s. the goods of the Right Honourable Ann Baroness Godolphin.

(The Case opened by Mr. Fielding)

JOSEPH AXFORD *sworn*.

I am a servant to lady Godolphin; the watch was taken out of the parlour on the 2d of February, about half past nine o'clock; her ladyship rung the bell and I went in, my fellow servant shut the window that evening, I did not see it that evening; I saw it the morning of that day, the prisoner was servant there with me about three weeks; I cannot recollect how long ago he left the service, I believe

I believe four months from this time ; he had left the service about three weeks or a month before this loss. I was at the justice's, where I understood, he had taken the clock.

Q. Was what he said before the justice committed to writing?---It was.

— NETTLETON *sworn.*

I am a servant ; I saw the clock that evening between four and five ; I shut the windows that night ; there is a stable yard communicates to Lady Godolphin's house, in this yard there is an access immediately to the house ; in consequence of the clock being missed, we searched the house immediately, but we could find no clock, nor any body in the house ; there was no other step taken then ; I did not see the prisoner till the day he was taken ; I believe he was apprehended near Monmouth-street. I did not go with him to Bow-street.

Q. What sort of a clock was this?---I cannot describe the clock, but it was in a black case, it was a table clock ; I don't know the maker's name.

Axford. The maker's name is Knibb.

Q. Was the clock ever found?---It is not found yet.

Q. In what service was this boy?---A foot boy.

Q. Do you know where he came from?---I do not, he was in her Ladyship's service before I went, he had lived with her about a twelve month.

WILLIAM BRAMBLE *sworn.*

I live at No. 107, Oxford-street ; a clock maker by trade ; I know the lad at the bar, I met him on the 2d of February last in Oxford street, between the hours of eight and nine, there was one Edward Poole with him ; I had been to carry some work home, and was very wet, I knew him before ; Edward Poole said, you are the very man we want ; so

B

I asked him what they wanted ? they said, they had got a clock, I asked them where they had got it ? they gave me no direct answer, but I went with them to No. 39, Rathbone Place, when I came there, Edward Poole went to get a light, and they placed this clock on the table, Edward Poole did, and the prisoner was present, when they placed it on the table, I told them it was an old family piece, they said, it belonged to Penry Jones, the prisoner at the bar ; with that, I asked the prisoner at the bar how long he had had this clock ? he said, he had had it three weeks, I told him, that never could be, for I knew it was an eight day clock, and it was then going, and that he must come dishonestly by it ; then they asked me if I would make a winder to it ? I told him no. I asked Penry Jones if he knew the consequence of it ? and I told him to take the clock back again to the right owner of it, then they both laughed at me, and said, would I not make a winder to it ? I said no ; and I had no further discourse with them till I saw the prisoner at Bow-street. This clock was in a black ebony case. The name I verily believe to be Knibb. I observed the name at the time, and I verily believe it ; the circle of the clock was pierced. They came afterwards to the public house where I was, but we had no conversation there about the clock.

Q. Was you before the magistrate?---I was.

Q. Have you a perfect recollection what the boy said there?---He told the magistrate that he had stole the clock.

Q. Did he say where?---He said, he had stole it of his mistress our Lady Godolphin, and that he had given it to a coachman to sell.

Court to Nettleton. What kind of a clock was it ---The clock had a black ebony case.

Prisoner.

Prisoner — I know nothing at all about it; I came from Carmarthen in South Wales.

NOT GUILTY.

*Tried by the first Middlesex Jury before
Lord KENYON.*

287. PENRY JONES was indicted for stealing, on the 2d of February, a pair of velvet breeches, value 2s. the goods of Joseph Axford.

JOSEPH AXFORD *sworn.*

I lost a pair of velvet breeches; I believe on the 25th of January, my own property; I enquired after them and they were pawned, William Bramble has them; I asked the prisoner about them, the prisoner told me, that he had taken them and pawned them.

WILLIAM BRAMBLE *sworn.*

I produce the breeches. (Deposed to.) I met the prisoner Jones at a public house in Oxford-street, the sign of the Man Loaded with Mischief. I met him in January, he said, he had a hat to dispose of, I asked him where he got it? he said, from an alamoche beef shop, he told me also he had the duplicate of a pair of breeches to dispose of at the pawnbroker's in Wardour-street; I gave him a shilling for the duplicate, and I sent Edward Poole, with two shillings and seven-pence to redeem the breeches, and he brought me these breeches.

EDWARD LAVENDER *sworn.*

The prisoner had two examinations, and at all these times he confessed to taking the clock, and taking the breeches, and that he had pawned them, and sold the duplicate to Bramble.

2. Was there any promise or threat made use of?—There was none, it was his own free confession.

GUILTY. (Aged 18.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Lord KENYON.*

288. JAMES SMITH was indicted for feloniously stealing, on the 25th of February, 7s. 6d. the monies of William Yendole, privily from his person.

WILLIAM YENDOLE *sworn.*

On the 25th of February, I lost seven shillings and sixpence; I was at the top of St. James's-street, with my coach and horses about eight o'clock; between eight and nine, I went into the public house and was asleep; I had eight shillings in my breeches pocket; the landlord of the house awaked me, and I found six-pence in my breeches pocket where the eight shillings was. The prisoner was sitting in that house, almost facing the fire place, when I went asleep there was three more in the house, they were gone when I awoke. I found one shilling on this man that I can swear to; about an hour after he was taken at the Coach and Horses, the corner of Charles-street, Covent-Garden; he had six shillings besides that in his pocket, and a counterfeit half guinea.

HENRY BAINBRIDGE *sworn.*

I was the constable that took charge of the prisoner, it was about a quarter or twenty minutes past ten, on the 25th of February; the prosecutor brought him, and said, he had lost seven shillings and six-pence; I desired to know if he could

could describe the money, he said, there was an half crown, and the rest in shillings : he said, there was one shilling almost square, and rubbed at the edge. I told the prisoner I must search him, he said, I might save myself the trouble, all that he had I should see, and he flung the money down on the table, and the prosecutor picked one shilling out that he could swear to. (The shilling produced and deposed to, by the mark on the edge in the head, and it being the first shilling he took in the morning.)

Prisoner. I was in this house in the course of the afternoon, and I had two or three pints of beer, and I went from there to Covent Garden, he was rather in liquor and came in, and pulled me out by the string of my coat, he said, come along with me, and knocked five shillings and six-pence out of my hand, and when I was looking for the money some people came and laid hold of me.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

298. CHARLES ALLEN and MARY GOODALL were indicted for feloniously making an assault on Thomas Pearce, on the 25th of March, putting him in fear, and feloniously taking from his person, and against his will a man's hat, value 5s. and 4s. 6d. in monies numbered ; the goods and monies of the said Thomas Pearce.

THOMAS PEARCE *sworn.*

I am a patrol belonging to Bow-street, to Sir Sampson Wright. I was going out the 25th of March, between ten and eleven at night, and going down Drury-lane I was knocked down, and I lost a new hat and four shillings and six-pence in money, I cannot say positively

who knocked me down ; the money was in my left hand breeches pocket ; I laid there bleeding on the ground ; I had no senses till the people came and took me up ; I know the prisoner at the bar very well, I have known the woman a good many years, she has been an unfortunate woman on the town ; the man I believe is no better than he should be, but there was another man that was with them, that had a green coat on and a crape on his hat, and he knocked me down, and then these two robbed me,

Q. What is Charles Allen ?—He is nothing better than a pickpocket.

Q. How near were the prisoners to you when you was knocked down ?—The man in a green coat and black crape came before me and knocked me down, and this Mary Goodall and Charles Allen stood over me, and rifled me ; I was senseless.

Q. How do you know they rifled you then ?—Because I can prove it by evidence.

Q. You could not see the prisoner behind you ?—But I could the man before me, that knocked me down ; I saw three come out of a public house the corner of Brownlow-street, they came out of that public house before I came near them, I was within two doors of Brownlow-street when they came out, and these two came behind me and the other stood before me and knocked me down ; I had no conversation at all with them ; the woman was dressed just as she is now.

Q. Are you sure they were the persons behind ?—I am ; there was no other persons about, I believe there was an animosity to me because I was the under keeper of Bridewell, to Mr. Smith ; I had that place for twenty years ; I left it in the year 1782, when my brother died, they both knew me ; I was as sober as I am now.

Q. Tell

Q. Tell me how many times you had been drinking that night, since you was out?—None at all.

Q. Did you see nobody near you at the time?—Nobody was near me but the prisoners and the other man.

JOHN MILLER *sworn*.

I am an officer belonging to Bow-street; I went by information where one of these men where that robbed this Pearce two days after the robbery. On the 27th of March I went into the Golden Hart in Parker's-lane, there I found the prisoner at the bar playing at shove halfpenny; on his head I found this hat; he said, he found it. (The hat produced and deposed to by Pearce, he having put his name inside of it.)

Jury to Pearce. Is it your own writing?—I wrote it myself, because we lay under a predicament by being knocked down, and I did it to know my hat again.

RICHARD DICKEN *sworn*.

I draw beer at the public house at Mr. Gordon's, the sign of the Sun, the corner of Brownlow-street; I remember this 25th of March, when this man was knocked down, the prisoners at the bar, Charles Allen, and the young woman, was at our house that night, they left the house about half after ten, they all went out together, I believe there was five of them.

Q. Do you remember a man in a green coat?—Yes, there was a short man in a green coat and a black crape about his hat, the same night I was going out with a pot of beer, and I heard that the parrot was knocked down, I know him; I was coming out of the house with a pot of beer, and I saw the old gentleman laying down at the end of the door, and I went to pick him up, and the woman was laying down by his side, when he got up his hat was

gone; the woman lay on his left side, and with one hand about his arm, and the other hand was by his left hand pocket, there was nobody with me; when I got up to him one of them called her, and she made answer and said, damn him let him lay, I will have no more to do with him.

Prisoner Goodall. I will not deny drinking in the house, it was pretty nigh eleven o'clock when I came out, and I went home about my business; I am innocent of the robbery, and I leave you to judge whether I would rob this man knowing him so many years.

Prisoner Allen. I was at this public house, and when I came out there was a mob at the door; I saw a man laying on the ground and thought he was in liquor, so I took no notice at all of him, but went towards my own home, and I saw this hat lay and I picked it up.

George Allen, GUILTY. **Death.**

(Aged 22.)

Mary Goodall, GUILTY. **Death.**

(Aged 20.)

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

290 WILLIAM TURNBULL and JAMES SOMERVILLE were indicted for burglariously breaking and entering the dwelling house of William Brooks, about the hour of eight in the night, of the 29th of January, and burglariously stealing therein, four linen towels, value 4s. a linen table cloth, 3s. a pair of linen pillow cases, value 4s. a pair of silver tea tongs, value 10s. a tea caddy, value 3s. a silver spoon, value 3s. a leather pocket book, with silver clasps, value 10s. a metal cream pot, value 5s. a pair of silver shoe buckles, value 15s. a powder horn,

horn, value 2s. a knife value 3d. a dimity waistcoat, value 10s. a pair of plated buckles, value 6d. the goods of the said William Brooks, and five linen shirts, value 15s. two pair of cotton stockings, value 2s. and two pair of nankeen breeches, value 1l. the goods of James Upstone.

(The case was opened by Mr. Knapp.)

WILLIAM BROOKS *sworn.*

I had chambers in St. Clement's-Inn, the ground floor, No. 16. On the 29th of January I left my chambers about eleven or twelve o'clock in the day, and James Upstone, my clerk, went with me, I had another clerk but he was in Oxfordshire, I left nobody in my chambers; I left them secure, the window shutters were not shut, but the windows were and the door was locked; I did not return myself till about nine or a half past nine in the evening; my clerk was returned before me; when I came home I found some Bow-street people and the porter there and two or three gentlemen that live in the stair case, and I found the chambers had been robbed, and I missed every thing in the indictment, and one of the window shutters had been forced off the hinges by means, I believe, of a chisel; they also forced several drawers of a book case; I never saw either of the prisoners till now.

JAMES UPSTONE *sworn.*

I am clerk to Mr. Brooks. On the 29th of January I went down to Westminster Hall with him and returned about eight o'clock in the evening; when I came home the gentlemen up stairs, Messrs. Hayman and Cobb, and one of their clerks, were in the chambers looking about; we sent directly to Bow-street; the chambers were broke open by the window, the window was lifted up and the shutter was wrenched off the hinges. I lost five shirts, a waistcoat, a pair of nankeen breeches, and a pair of cotton

stockings, my property; when I went in every thing was all in confusion, my trunk was broke open, the lock was wrenched off and all the things thrown out, and besides that, the bureau and drawers were broke open; here is a paper which I had wrote upon, and I left it on the desk, and it was tumbled down just at the window, and it appears to have a wet foot mark on it, it was a wet night.

BENNET ALLEN *sworn.*

I am clerk to Messrs. Hayman and Cobb, their chambers are directly over Mr. Brooks's. On the 29th of January as near as I can recollect about seven o'clock in the evening I was going up stairs and passing Mr. Brooks's chambers a man immediately opened the door and looked me very hard in the face, he was within the chambers, I took him for a clerk belonging to Mr. Brooks, it was quite dark at that time; I had occasion to go out about eight o'clock, and coming past the door of Mr. Brooks, the watchman was there calling out Mr. Brooks, I asked him what was the matter? he said, that on coming to his box he observed a man come out of Mr. Brooks's chambers, and in passing his box the man seemed to be in a hurry to get off, he wanted to know if Mr. Brooks was at home; I said, you had better go in; he went in, and I went in with him; we found two candles laying on the floor, they were both in candlesticks upright, and one was alight; all was in a great heap of confusion; the door was wide open.

Q. Did you observe the lock of the door?—I cannot say I did.

Q. Did you observe the windows?
--- I cannot say I did; I was there but a very short time.

Q. Did you make any observations how the persons might have got in?— I did not; I observed all the drawers that had been locked were forced open; going out I met the clerk of Mr. Brooks, Mr. Upstone

Upstone, and I told him his chambers had been broke open.

JOHN DE La FONTAINE *sw. rn.*

I am an officer belonging to Bow-street; in consequence of an information I apprehended the prisoner Turnbull, on the 27th of February, I apprehended him at a place called the World's End; I believe it was the house where Turnbull was quartered at, he belonged to the Middlesex militia, and was quartered there at that time; I searched him, and I found on him a powder flask, which I have here; there was another man present with him; I searched him, and I brought him along with me to Tunbridge Wells; he told me that he had a trembling on him for two or three hours before, and that he had a dream the night before that his mother was dead, and he expected what had happened; he knew what I came for as soon as he saw me; I asked him if he had any box, or any thing else? he said he had not; he was giving some things out of his pocket to a comrade, the comrade said, that is my powder horn, I then took the powder horn from him, and brought him to London. (The powder horn produced.) As I was coming along in the coach with this Turnbull, I did not tie his hands; while I was in the coach I was taken very bad and sick, I had occasion to put out my head, I wanted to cast up, while my head was out of the coach, I felt something at my pocket, and afterwards when I felt, I found I had lost the horn; we were then out of the coach, I told him he had used me very ill, he had picked my pocket; he said, he dare say I had let it fall at the bottom of the coach; accordingly I went back to the coach, and the coachman found it at the bottom of the coach. (Deposed to.) On the 26th I had notice of a box being

left at Mr. Cook's the furrier's, that was the property of Turnbull. I went to Mr. Cook's and I saw Mr. Cook's servant girl, and the instant she saw me, she was ready to faint away, she said, she knew very well what I came about; of Mr. Cook, who is now in court, I requested to see that box, and therein I found a great quantity of things which I now produce. Mr. Brooks's man has seen them, but Mr. Brooks has not. (The articles produced and deposed to.) I apprehended Somerville on the 22d of February, at the Bull's Head in Crown-street, St. Giles's; Miller and I were together, he denied his name at first, he was playing at knock up halfpenny in the tap room; I looked very hard at him, and said pray, is not your name Somerville, he said, no, I pulled off his hat, and I saw his hair was dressed up in a soldier's form, I said to him your name is Somerville.

Q. Is he in the militia?—No, but he wanted to feign their dress. I said I am certain your name is Somerville, and whether it is or no I will take you, I apprehended him. Treadway had searched Somerville's lodgings before.

EDWARD TREADWAY *sw. rn.*

I am a constable. In consequence of an information I went to Somerville's lodgings, on Monday the 4th of February; I know they were Somerville's lodgings, by Stone, who was tried here last sessions, and the landlord is here to prove it. I went to a house, No. 5, in Shaw's-Gardens, I found a deal of property there; some belonging to Mr. Brooke's, and some belonging to other gentlemen in the chambers, here is a pocket book, and two silver spoons, a pair of boot buckles, and two pair of stockings, and a chissel, which has the top broke off, and which piece was found in the Chambers

bers of Mr. Brooke's, in one of the drawers, and they correspond.

Mrs. PULLEIN *sworn*.

I live at No. 5, Shaw's-Garden, St. Giles's; I know the prisoner Somerville, he lodged with me three weeks, he had the two pair of stairs back room, he lodged with me at the time that Treadway came.

Treadway. That was the room I searched. (The articles deposed to.)

Prisoner Somerville. There was a gentleman of the name of Smith that boarded in my house, and my wife washed for him, and he brought these things in my absence, and my wife took them in, he had boarded with me very near a twelve month.

The prisoner Somerville called two witnesses, who gave him a good character.

The prisoner Turnbull called one witness, who gave him a very good character.

William Turnbull. **GUILTY. Death.**
(Aged 22.)

James Somerville. **GUILTY. Death.**
(Aged 25.)

*Tried by the first Middlesex Jury before
Lord KENYON.*

291. JOHN ARNOLD was indicted for feloniously stealing, on the 16th of April, a brass cock, value 10s. the goods of Sampson Hanbury and Henry Reed.

Indicted in a SECOND COUNT laying it to be the property of Sampson Hanbury only.

WILLIAM HOPTON *sworn*.

I am servant to the prosecutors Messrs. Hanbury and Reed. On the 16th of

March, I saw the prisoner between five and six in the afternoon in the brew-house; I saw him come from the store-house and take a drink of beer, and after some time, he came up to where the cock lay, the cock was laying in a barrel that was full of beer, and he pulls it out and looks at it, and puts it in again, and then looked about him, and after that he pulls it out again, and lays it across his knee; then he took a knife out of his pocket, and cut the leather off that was fastened to it; after that he fixed the remaining part of the leather under the steering, that the barrel was fixed upon, and he went away with the cock in his hand, and I followed him; in two yards from the place, I caught him by the shoulder, I did not see the cock with him then, so I asked where the cock was that I saw him cut away? says he, I have cut off no cock, I have been taking a drink of beer; so he got his hand under his apron, and I put my hand there, and I found the cock in his hand under his apron, and I took hold of the cock at this end, and he struck me on the breast with this end of the cock, and I led him along, and he seemed not very willing to go, and I called assistance, and I secured him, and took him before the Lord Mayor; I carried the cock in one hand, and he in the other; when I see him take it, I was about fifteen yards off him in the store house, just opposite to him; I was in the dark, and he in a light place, I could see him very perfectly.

THOMAS KETTLEBY *sworn*.

I was in this brew-house; I was called to by the last witness, I assisted to take the prisoner, and we secured him, and took him before a magistrate. I had the brass cock in my hand using of it not ten minutes before. The prisoner begged our pardon, and downed on his knees to let us let him go.

JOHN

JOHN RUSSELL *sworn.*

I am foreman to these gentlemen, their names are Henry Reed and Sampson Hanbury.

Q. What is the value of the brags?—We laid it before the justice's at ten shillings, but it is worth more than that.

Prison r. I am turned of sixty years of age, I never did such a thing before in my life.

GUILTY. (Aged 63.)

Publicly Whipped.

Tried by the first Middlesex Jury before Mr. Baron HOTHAM.

292. JANE BELL was indicted for stealing, on the 8th of March, five case knives, value 3s. two case forks, value 4d. the goods of James Richardson.

JAMES RICHARDSON *sworn.*

I am a publican; I keep the sign of the Man in the Moon, in the parish of St. Mary's, Whitechapel; I know the prisoner at the bar, she came in and called for two pennyworth of gin and water, and she conveyed the knives and forks in her pocket; I did not see her put them in. I charged her with taking them, and then she took them out, it was the 8th of March. I never see her before, she begged for mercy.

Prisoner. I am not a woman given to liquor nor never was; I went into this house; I never was before a judge in my life; I was a little in liquor, and I set me down, and they took these things from me; but I never saw them, nor knew where I was till between eight and nine at night, I was not sensible.

GUILTY. (Aged 51.)

Imprisoned six months in the House of Correction, and fined 1s.

Tried by the first Middlesex Jury before Mr. Justice HEATH.

293. WILLIAM BROMFIELD was indicted for stealing, three pounds weight of hogs bristles, value 3s. the goods of Faith Taylor.

(The Case opened by Mr. Knapp.)

FAITH TAYLOR *sworn.*

I live in Henrietta-street, Cavendish-square; I am a brush maker, the prisoner was a journeyman of mine; I had missed hogs bristles at different times, a considerable quantity, I found some at his lodgings, and a broom which he enveigled one of my apprentices to give him some hair to make; I did not find the prisoner but I found a bundle of black and white hair there.

STEPHEN THOMPSON *sworn.*

I am an apprentice to Mrs. Taylor, I am about fourteen or fifteen.

Q. Have you ever taken an oath before?—Never before this time.

Q. Do you know the nature of an oath? What will become of you if you speak false? Have you ever learned your catechism?—No.

Q. Have you never learned where lyars go?—They go to Hell.

Court. Do you expect punishment in another world if you don't speak the truth?—Yes.

Mr. Knapp. Now mind and speak the truth. You say you are an apprentice to Mrs. Taylor?—I am; Bromfield was a journeyman there; the prisoner he asked me for some hair, I believe it was one Tuesday night, a month or two ago, to make a brush; I told my mistress of it, that Bromfield had asked me, and my mistress told me to give him some; I gave them to him, and I saw him put the hairs under his apron about a pound.

Court to Mrs. Taylor. What is a pound worth?—Two shillings and six-pence.

Thompson.

Thompson. He offered me a penny for my trouble for giving him these hairs.

Q. How came he to ask you?—He could not get at them cleverly himself, he wanted the little lilly white.

Not GUILTY.

Tried by the first Middlesex Jury before

Lord KENYON.

Court to Mrs. Taylor. This boy is committed to your care, and I think you are extremely wanting in the duty you owe to him, and the public, not to have taught him the first rudiments of religion. If this boy should fail in his future passages through life, I think a great deal will be imputable to you.

294. MARGARET CAMPBELL was indicted for stealing, on the 15th of March, nine yards of muslin, value 1l. the goods of Robert Waithman, privately in his shop.

CHARLES PARRY *sworn.*

I live with Robert Waithman, a linen draper, the corner of Bow-street; I was in the shop. On the 25th of March, between four and five in the afternoon, the prisoner at the bar came in, with two other women, and asked for some check, they looked at it, and had two yards, which they paid me half a crown for; then Margaret Campbell asked for some muslin to make her a cap, I shewed her some, several pieces, they were very difficult; I suspected their design; one woman kept looking about, from one side of the shop to the other, asking the price of several articles; at last, they fixed on two pieces, the one I asked two shillings, the other six shillings; they asked how much a quarter and half would come to of the six shil-

D.

lings? I told them two shillings and three-pence. Margaret Campbell asked one of the other women to lend her half a crown, as she had not enough; she gave her something, it was not enough, so they went out; I was informed by this boy, that the woman in the long cloak had taken a piece of muslin; I had observed her before stoop down in the shop to pick up a half-penny; I went after them, and got up to her, when she was about half way of Bow-street; when I came up to her, I told her that I would cut her some of the muslin, that she bid me money for; with that, she said, very well and returned; they both came towards the shop, but the other woman went off, and I followed she with the muslin; we came into the shop, I looked over the muslins to see which piece I had missed before I challenged her with it, and she dropped the muslin on the ground; before she came in, I am positive there was no muslin on the ground, it was not a great way from where she stood; I did not see her drop it, nor did I pick it up, there was nine yards and three quarters. (Produced and deposed to.)

THOMAS ARMSTEAD *sworn.*

I am going on fifteen.

Q. You know the nature of an oath?—Yes.

Q. What is it?—To bind me to speak the truth. I was in the shop that night; I came in between four and five, and I saw that woman, that is there, and two more; when I came in the muslin was on the ground, and this woman dropped an halfpenny, and in picking up the halfpenny, she picked up the muslin, and put it under her cloak, and I told the gentleman of it, and he went after her and brought her back. I saw her brought back, but I did not see her drop it.

MARY

MARY SLACK *sworn.*

I was in the shop when this woman was brought back. I saw her take her hand within side of her petticoat, and drop the muslin down from within side of her petticoats.

Q. Did you see the muslin fall from her?—I did; I see her kick it with her foot (here is the foot mark on it) when she dropped it from under her petticoats.

Prisoner. When that gentleman brought me back he searched me, and I had not a halfpenny worth belonging to him. I deal in a few oranges; I have three poor fatherless children; I went in with this woman to buy an apron, and I came out with her, and then this gentleman came out afterwards, and desired me to go back, and before we got to the door he searched me, and found nothing.

GUILTY of stealing, but not privately.

(Aged 30.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

295. **JOHN DAVIS** and **JOSHUA BRUCE** was indicted for stealing, on the 22d of February, a man's cloth coat, value 11.5s the goods of Simeon Howard.

SIMEON HOWARD *sworn.*

I only come to prove my property.

WILLIAM CRISP *sworn.*

I am thirteen.

Q. Be sure you say nothing but what is true.—I was walking by Mr. Howard's house between five and six o'clock, he keeps a cloths shop, I see the boy, the prisoner in the blue coat, Joseph Bruce

cut down the coat from the door; Davis the other prisoner was very nigh him, Bruce gave it to Davis, and Davies run away, Bruce he followed him pretty fast; it was the 22d of February.

Q. Could you see very plainly?—I could, and I told the shopman of it immediately; I saw him at the Rotation office and knew him again.

————— *sworn.*

I am the prosecutor's shopman, he lives in Whitechapel; I had immediately turned my back from the door to put up a lamp, and the boy came and informed me, and I went out, and saw Davis in Red Lyon street about an hundred yards from the shop.

Q. Did you make fresh pursuit?—I did; he had the coat under his arm; I know nothing at all about Bruce.

Prisoner Davis. Coming from Whitechapel Church I heard the cry of stop thief, and a man ran very fast and dropped something; I calls out master you have lost something, he dropped the coat, I picked it up and put it under my arm.

Prisoner Bruce. I was coming up Red Lyon-street and this little boy and another were sky larking, throwing turnip tops about, and they heaved one at me, and I threatened them, and in about twenty minutes after I heard the cry of stop thief, and then he came and said, he see me cut down the coat.

John Davis, GUILTY. (Aged 33.)

Joshua Bruce, GUILTY. (Aged 15.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

296. **ROBERT HARDY** was indicted for stealing, on the 15th of March, four linen aprons, value 6s. three linen diaper

diaper-table cloths, value 6s. a linen napkin, value 1s. a linen wrapper, value 10d. a vicker basket, value 3d. the goods of Mary Bromwick, and two linen aprons, value 5s. the goods of Mary Medlicot, spinster.

MARY BROMWICK *sworn.*

I live in Spa-fields; I lost four linen aprons; I don't know the day of the month, three table cloths and one napkin; I saw the man take them up, they were put out to dry in the yard; I did not know the prisoner before.

Q. How soon was he apprehended? — I apprehended him myself in a few minutes, and I called out my clothes were gone.

Prisoner. I wish to ask her whether when she came out she did not say I was not the man? — I did not; I have no doubt who was the person that took them.

MARY MEDLICOT *sworn.*

I live servant with Mrs. Bromwick; these clothes were lost the 3d of March; I had taken them in from the line, and put them on the steps of the door in order to bring them in; they had been drying in the yard; I saw the prisoner at the bar with the clothes in his apron, in his custody; I am certain that is the man; I did not know him before.

JOHN ELISHA TURNER *sworn.*

I took the prisoner with the linen that he stole out of the gentlewoman's yard, he had got up a little narrow passage; I took him in the passage with the things in his apron; he said, he did not take the things; as soon as I caught hold of him he flung down the things from his apron, and tried to get away, only I held him so fast by the collar; the constable has the things.

JOSIAH HONIBORNE *sworn.*

I have got some table cloths and aprons which Turner gave to me. (Deposed

to by Mrs Bromwick and Mrs. Medlicot.)

Prisoner to Turner. When you took me did you see any body else? — No, not a single person nigh; I took you with the things in your apron.

The prisoner called three witnesses to his character.

GUILTY. (Aged 20.)

Imprisoned six months in the house of correction, and fined 1s.

Tried by the first Middlesex Jury before
Lord KENYON.

207. **AMBROSE WARD** was indicted for feloniously stealing, on the 28th of March, a wooden hamper, value 2s. and ninety five pounds weight of spun cotton value 7l. the goods of Daniel Mason.

JAMES BETTS *sworn.*

I am the porter to the waggon that brought the goods up; the waggoner has no book keeper or warehouse, his name is Stanbridge, these hampers of cotton, four of them were delivered to me to deliver to the owner on the 28th of March by Mr. Stanbridge, to carry from St. John's-street to Brick-lane, Spitalfields, to Mr. Mason, I took two of them there in a truck; I delivered them myself; this truck is my own; I carried the two first and delivered them, and I went back and fetched the third and fourth. I had them on my truck, and was going the second time; going along Smithfield this young man was passing me, I asked him where he was going? he said, into Aldersgate-street; I told him I was going into Spitalfields, I would be glad if he would give me a lift, and I gave him a shilling; we went to Spitalfields church and there we stopped to have a pint of beer, but

but we did not stop any time at all ; I said, we would have it coming back ; then we went on and got to Mr. Mason's warehouse ; I asked him to mind the truck ; while I was delivering the third, he ran away with the fourth, from Mr. Mason's warehouse at the gateway ; I pursued him and took him, and I found the hamper on his back a few minutes after he left the warehouse.

JOHN DUNCH *sworn.*

I am a carpenter and joiner ; this man gave me charge, I am a constable.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

298. BENJAMIN JUGGINS was indicted for that he not having the fear of God before his eyes, but being moved and instigated by the Devil, on the 25th of February, a piece of false, feigned and counterfeit money, made and coined to the likeness of an half crown, falsely, deceitfully, feloniously, and traitorously did coin against the duty of his allegiance, his Majesty's Peace and the form of the statute.

Indicted in a second COUNT in like manner for coining a shilling.

Indicted in a third COUNT for coining a six-pence.

The indictment was opened by Mr. Schoen and the case by Mr. Fielding.

JOHN CLARKE *sworn.*

In consequence of some information, I went to the Fleet Prison ; I went first to the strong room where the prisoner was in custody in the Fleet Prison ; Mr. Lawrance, Mr. Carpmeal, and Mr. Harper went with me, and another per-

son whose name is Bryan, I searched the prisoner.

Q. Did these people all go into the strong room with you ?— They did ; in his right hand breeches pocket I found some silver, this was on the 25th of February, I don't remember the day of the week, about eleven or twelve o'clock. (The silver produced.) When we had so done we went into a room, his apartment, and there I saw a box which the prisoner declared was his ; Mr. Lawrance took the base metal out of the box, I saw it in his hand.

Q. Was this box open when you first saw it ?— No, Mr. Lawrance opened it, he took out some half crowns, shillings and six-pences, and some broken pieces, and I think one half crown.

Q. Did these appear to you to be good or bad ?— Bad.

Mr. Knowles. This man was in the strong room ?— He was.

Q. How far is that from the room where you found the box ?— It is the next floor.

Q. How many persons were in the room where you found these things ?— I think only one.

Q. Do you recollect his name ?— I do not, he told me it was the man he was chum to.

Q. That man is not here to day ?— I have not seen him.

Q. He was a prisoner likewise ?— I understand so.

Q. You talk about a box which you found there. Did the prisoner go with you to the room where you found these things ?— He did not.

Q. Therefore you only talk of a box in that room ?— We went back to him after we had been to that room and told him what we had found, he said it was his room ; and Mr. Lawrance produced the money to him.

Q. The prisoner never saw the box from which you took this money from ?— He did not.

Q. In

Q. In point of fact he was not taken to that place?—He was not.

Q. How was the box opened?—I cannot tell whether it was opened with a key or without.

Q. You say the money that was found the half crown, shillings, and other pieces of money appeared bad to you?—They did.

Q. No man living who saw it could doubt it was bad? A man would have been a great fool to have taken it?—I should not have taken it if I had looked at it.

Mr. Schoen. You have been asked as to this box, if I understand you right, you took this money to the prisoner, and asked him if that was his box, describing the box it was taken from?—Mr. Lawrance did; he said it was his box.

THOMAS LAWRENCE *sworn*.

I am one of the city officers; I went with Mr. Clarke into the Fleet Prison, the prisoner at the bar was sitting at the further side of the fire place in the Strong Room, in the Fleet Prison; I searched him, in his right hand waistcoat pocket I found these papers, I went with Mr. Clarke into another apartment, which we were informed was his room, he acknowledged the box I opened was his box.

Q. Did he say any thing about the apartment?—I don't recollect he did. We found a little bench on the window, and on the bench a flask. (Produced.) On the bench there was a parcel of files, they were all open in the room on the bench; the bench was on the front before the window; I found all these things on the bench or under the bench, some galley pots, a pewter pot, some broken crucibles, a parcel of metal, a hand vise, several files, a vial, and a bottle with liquor in them; here are four galley pots, I will not be certain for all,

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but three of them were on the stone outside of the window. Then I went to the box, the box was locked, I opened it with my bureau key, and I found this base silver, a half crown, five shillings, and one six-pence; five incomplete things, which I will call shillings, two six-pences, incomplete, and then there was some get, and this paper was likewise in the box. There was some spoons found which are here.

Q. Was there any spoons in the box?—None.

Q. Who was with you when you found these things?—Carpmeal, and Mr. Clarke, and Bryan, and Harper; I went back after to him, and he acknowledged it to be his box.

Q. Did you shew him the money that was taken out of the box?—I did not; I attended the examination, and he saw the money; I shewed it him while he was under examination.

Q. When he acknowledged the box did you describe the room where the box was?—I did not.

Q. Did any body in your presence?—Not that I know of.

Mr. Knapp. You had been in a room, and asked him if that box was his box, he said it was? Now all these things were public for any body's inspection, perhaps you have heard that he has a Chum?—I have heard that; the Chum was below, and was brought up to open the door.

Q. Then the Chum had the key of the door, and he let you in?—He did.

Q. And all these things were found at that window on the bench public?—Except that which I have described.

Q. You say it was your key that opened the box?—It was.

Q. Let us look at it, this is a very common key?—It is, but it was with some difficulty I got it open with it I assure you.

WILLIAM

WILLIAM KEENE *sworn.*

I am the Chamberlain of the Fleet; the prisoner at the bar occupies No. 9, the room where the officers went; his Chum's name is Hunt, he was chummed on him the fifth of February, 1793. The man at the bar was the master of the room.

Q. How long had he occupied that room before February?—Some years; he moved to another room, and moved back to that room again.

Q. How long had he been confined in the Strong Room?—I cannot exactly say.

Q. Did you ever go into his room while he was there?—Frequently.

Q. Had you been there in the month of February?—I cannot charge my memory.

Q. Did you see a box?—I see two or three boxes there in the room, the day they searched the room; I believe they searched several boxes.

Mr. Knowlys. I think you say Hunt was the Chum then; who had been his Chum before?—One Rushton and others.

Q. This man was not rich enough to buy off his Chum?—I never knew he did, as long as I ever knew him, he had his Chum; I cannot charge my memory that ever he paid his Chum out.

Q. I believe this man had had the misfortune to quarrel with several of his fellow prisoners?—He has quarrelled with his Chum.

Q. And I believe very shortly before this time he had a complaint put in against him, for an assault on some person?—He did, his name is Tracy.

Q. In short, I believe this man is disliked by almost all the prisoners in the Fleet Prison?—I cannot tell; I have known him to have a quarrel with that man that was chummed upon him, and was obliged to put in bail. Tracey had

been his Chum. Hunt introduced Tracey as his Chum, who has slept in that room during the absence of this man in the Strong Room.

Q. Hunt then introduced Tracey into this room, who has indicted the prisoner for an assault. Now Mr. Keene how long before this discovery was made, was this man confined in the Strong Room, and unable to visit this room, which was his, was it four or five days?—I cannot speak exactly, it was thereabouts.

Q. Then for four or five days this room, and whatever the man had in it was completely at the disposal of Tracey?—It was so.

Q. And Tracey who has an ill will to him, and indicted him for an assault has slept there, and been in that room. Now we find how very easily the box was opened; if that box which was opened was his there is nothing more easy on earth to open. Did not this man make pewter spoons?—I believe he did.

Q. Don't you know that he sold them about the prison? You have seen him at work?—I don't know indeed; I have seen him rasping and filing spoons when I have come in to gather the rent; I believe he has sold several in the prison.

Mr. Fielding. Who is Mr. Tracey?—The man that was concerned in raising the Royal George.

Q. He desired to get rid of Tracey?—He did.

Q. He did not like him to come into the room?—He did not.

Court. You told us you saw a box in that room which the prisoner acknowledged; was it described to him?—The colour of the box was described to him; there was one a deal box and this was a dark brown box.

Q. Did you tell him where you had been?—We did not; we went to him and searched him, and then we were directed

rected to that room as his room, and then we went back and shewed him what we had found, and he acknowledged it was his box it was taken out of.

Q. You said before, that he had not seen the property?—He did not see it, he said, the box was his that the property was taken from, but he never was shewn it.

MICHAEL SCOOLO sworn.

Mr. Knowlys. I believe you resided some time in Dublin?—I did.

Q. As a barrister at law?—Yes.

Q. There was a bill of perjury preferred against you, was it tried?—There was a man of the name of Dillon.

Q. Answer the plain question; have you been tried on that indictment for perjury?—I believe I have.

Q. Do you mean to say only that you believe? was not you struck off the list from practising at the English bar?—Upon my oath I was; and hindered from proceeding in this kingdom, without being heard. I believe there was no other reason for striking me off, but because I was an Irishman. On my oath I was not heard. On my oath there was no ground for the indictment.

Court. I look upon him as a competent witness.

Mr. Fielding. Do you know the prisoner at the bar?—I do. I have known him some time; I knew two apartments that he occupied; the first apartment was No. 14, and I remember him at No. 2. There was only a wall between his apartment and mine.

Q. Did you know him at No. 9?—I have been with him in the apartment No. 9, I think it is in the third gallery, I called on him only once there to the best of my recollection; I went into his room, he was only sitting by the fire and doing nothing at all.

Q. Did you see him at work there?—No, never. In No. 2, I have seen him.

Q. How long ago?—I believe four or five months ago, when he lived at No. 14 or 15, there was some reports of this business from a woman that he lived with; but I have often waked at night with the noise at No. 2, I was curious to know what it was.

Court. I think this is nothing to No. 9.

Not GUILTY.

Tried by the London Jury before
Mr. RECORDER.

299. JAMES BARNES was indicted for stealing on the 23d of March, two pounds eight ounces weight of green tea, value 10s. the goods of the East India Company.

Indicted in second COUNT, for stealing the same goods, laying the property to belong to persons unknown.

The Case opened by Mr. Knapp.

JOHN WILSON sworn.

The prisoner at the bar was a labourer in the Company's warehouses; all I know of the matter is this; the prisoner was suspected for some time, and I set two or three people to give a look over him, he was brought home I think the 23d of March, by Aaron Richardson and James Rickman, between ten and eleven o'clock; I was in the counting-house; I sent for a King's officer, one of the lockers, and desired him to search him before me, and this tea, two pounds and a half, and upwards, was found in the pocket of his great coat.

Q. Was it a sort of tea of which you have a great deal more in your warehouse?—We have of the same sort and quality; upon this I asked him where he took it from? and his answer was, he knew nothing at all about it; I asked him several times.

Mr. Knowlys.

Mr. Knowlys. Do you belong to the tea department?—I do.

Q. I take it for granted you cannot say there was any tea missing?—There were seven chests nearly empty.

Q. I believe the labourers all of them pull off their coats when they go to work?—Sometimes those that come in a working dress do not.

Mr. Knapp. Was the tea taken out of the coat he had on?—It was.

Mr. Knowlys. Did not he take his coat off to work?—I believe he did not, he was in the weighing gang.

Q. He has worked there three years?—I believe he has.

Mr. Knapp. In point of fact had the prisoner at the bar a great coat on covering another coat or not?—He had what they call a furtout coat covering another coat.

Court. You told us there was some missing at this time; you did not know this by going through the warehouses?—We saw the chests plugged, and have had some missing several months before, and it was going away daily.

Q. Was there not to the amount of some hundred men in the warehouse?—There was between three and four hundred.

AARON RICHARDSON *sworn.*

I am employed by the East India Company; I am a gate keeper. On the 23d of March last I stopped the prisoner, and had a strong suspicion; I stopped him at the back gate of the warehouse leading into Crutched Friars, it was at the inside of the gate; he came to the gate before his time of going out; his usual time is to go out at twelve o'clock, but it was rather before; I stopped him so far, and told him he had no right to go out before his time. Richardson, says he, it is only wanting four or five minutes, it makes no difference, says he, to the company, I live but just by,

then says I, I must rub you down; I put my hands down him, and I felt the tea in his pocket, and he immediately wrenched himself away from me, I pursued him, and he endeavoured to make a run, and wanted to make to the gate by force, and I said, Rickman, you must not let the man go out, and I immediately stepped forward, and stopped him again; then I said Barnes, I have had a suspicion some time; now says I, you must go up to the officer Mr. Wilson, we went up, Mr. Wilson was there, and Mr. Wilson sent for the officer, and Mr. Noble came in, and Mr. Noble immediately searched him, and found the tea, and it was put into a sheet of paper before my face.

Mr. Knowlys. What the prisoner said that that way was his nearest way home was true?—It was, he lived just by.

JAMES RICKMAN *sworn.*

I am a labourer and watchman; I was present at the time the prisoner was stopped, I went then to Mr. Wilson with him to the counting-house, and he was searched there by Noble, and there was upwards of two pounds of tea found upon him.

RICHARD NOBLE *sworn.*

I am the King's officer, I searched the prisoner at the bar before Mr. Wilson, and I found on him this tea, and I have had it in my custody ever since. (Produced.)

The prisoner called five witnesses to his character.

GUILTY. (Aged 27.)

Imprisoned twelve months in Newgate, and fined 1s.

*Tried by the London Jury before
Mr. RECORDER.*

300. JAMES

300. JAMES BOWDEN was indicted for stealing, on the 25th of March, a man's cloth great coat, value 10s. the goods of John Reece.

JOHN REECE *sworn*.

I am servant to Mr. Harris, Rickman-street, Hanover-square; I lost the coat out of the stable, it was my own; I had seen it the middle of the day before I lost it; the prisoner at the bar worked in the yard, sometimes he went out with the day job; the prisoner I took up on suspicion about twelve o'clock at night, and there was some duplicates found, the constable took them from him; I did not see him; I asked the prisoner about the great coat, and he denied it.

ROBERT MULCASTER *sworn*.

I am a pawnbroker, and I have a great coat which I took in of the prisoner at the bar, on the 25th of March near nine o'clock at night; he pawned it for half a crown, he said it was his own; it has been in my possession ever since. (Produced and deposed to by part of the lining of the sleeve being mended.)

Prisoner. When I came out of this yard I owed a little money to my washerwoman, and I went into the stable where the horses stand, and I went in there for my own coat, and I thought that I had it, and owing my washerwoman a little money I carried it to this here pawnbroker, and I did not know but it was my own; I have no witnesses; I have not been brought here only an hour or so.

Court to Reece. Had he a great coat? — He had.

Q. Was it such a one as this? — I cannot tell, his horses stood in the same stable, there were twenty horses in that stable.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

F

301. CHARLES STAPLEY was indicted for feloniously stealing, on the 9th of March, a saddle, value 7s. the goods of William Hammond.

Mr. HULL *sworn*.

I bought an horse about six months ago of Mr. Hammond, and Mr. Hammond was kind enough to lend me a saddle to use with that horse, as my own did not fit, it has continued in my custody ever since; I know the saddle that I had of Mr. Hammond, that this is the saddle.

THOMAS SHAW *sworn*.

My partner and I was working at the top of the yard, at Mr. Catley's livery stable, Gray's Inn-lane, and we saw the young man, the prisoner, come out of the stable with the saddle. This is about five or six weeks ago, and I ran after him and I laid hold of him, and I took the saddle from about his shoulder and brought him back, and I asked him where he was going with the saddle? which I knew was the property of Mr. Hull; and he said, a gentleman gave him 6d. to carry it; so I brought him back again up the yard, and we took him to Hatton-garden before Mr. Green, and Mr. Green committed him. The saddle is here; I can swear to the saddle; I set Mr. Hull's name in the saddle.

Prisoner. The name he put on the saddle, he did it at the office.

— *sworn*.

My partner and I was at work, and we saw the prisoner go down the yard with the saddle.

Prisoner. A gentleman was coming out exactly from the place, and he said, he would give me 6d. to carry it for him to Oxford-road.

The

The prisoner called one witness to his character.

GUILTY.

Imprisoned six months in the House of Correction.

Tried by the first Middlesex Jury before Lord KENYON.

302. GEORGE LESTER and THOMAS IBBETT were indicted for stealing, on the 4th of March, two cotton gowns, value 1l. a silk cloak, value 15s. a stuff petticoat, value 4s. the goods of Sarah Brown.

WILLIAM PATRICK *sworn.*

I took in a gown and cloak of Thomas Ibbett, on the 11th of March.

Sarah Brown, &c. were called on their recognizances and did not appear.

NOT GUILTY.

Tried by the first Middlesex Jury before Mr. Baron HOTHAM.

303. JOHN MACARTHY was indicted for stealing, on the 23d of March, a china basin, value 4d. and seventy-seven copper halfpence; the goods, chattels, and monies of John Slany.

JOHN SLANY *sworn.*

I keep a public house in Roach-street, Ratcliff highway.

JOHN HENLY BLACK *sworn.*

On the 23d of March, last Saturday week, I was standing at my shop door, and I saw the servant of Mr. Slany attack the prisoner at the bar, looking to see which, I saw the prisoner at the bar had a basin under his arm, the

servant attacked him in this kind of way, you are the thief, and you have robbed us of the basin and the halfpence; the girl he immediately seized by the shoulder and throws her into the mud; I crossed the way by the shop door.

JOHN BROOKE *sworn.*

I saw a scuffle between the prisoner at the bar and a maid servant about a basin.

ELIZABETH RAY *sworn.*

Q. Are you the girl that had this scuffle?—Yes; I live with Mr. Slany, I acted as a servant; this gentleman the prisoner at the bar, and he asked if there was any soldiers quartered in our house? I made answer and said, there was none at all; I saw him do nothing; I did not see him take the basin at all, a little girl was in the bar, and she told my mistress the soldier had got the basin of halfpence, I turns round immediately, I see the basin under his arm; I ran out after him; he threw me down in the mud, and used me very ill; I cannot swear to the pattern of the basin, but I can to the pieces; the basin used to be kept on a barrel in the bar, and my mistress had moved it under the counter; I saw it there while the soldier was there. The scuffle was about five doors off; I picked the pieces up in the street, and three shillings of halfpence.

THOMAS HUMPHRY *sworn.*

I am constable of Ratcliff; I had a warrant for to take the prisoner; I have got the pieces of the basin, and the halfpence.

Court to Elizabeth Ray. Did you know of your own knowledge, that there was any halfpence in the basin under the counter?—Yes, there was halfpence there.

NOT GUILTY.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

304 HARRIOTT DAVIS was indicted for stealing, on the 14th of February, a fat in cloak trimmed with fur, value 5s. and two guineas and a half in money; the goods, chattels, and monies of Joseph Billan, in his dwelling house.

MARY BILLAN *sworn.*

I am the wife of Joseph Billan; I know the prisoner, the first of my knowledge of her was the 10th of February I met her in St. Martin's-court, enquiring the way to St. James's-street; she accosted me with a very plausible and pitiful story; she said, she had been decoyed away by a gentleman from the boarding school, who had pawned her watch, and she wanted to find him; I gave her what directions I could, and gave her directions to come to me the next morning, to tell me the event of finding the gentleman; she came and said, she had not found him, and had not one half-penny in her pocket; in consequence of which I employed her from Monday to Thursday, when I was asked out on business, and left her at work; when I returned at eleven o'clock at night she was gone, I saw the cloak about her the next day, when she was apprehended, it was a fatten cloak with a hole in the lining of it; I lost my money at the same time; the fatten cloak was not worth much; I had seen the money that morning, it was put in a cupboard against the mantle piece in a box; I cannot say the first time I saw her, but the last time I made my declaration against her was the 11th of March, I saw her then at Bow-street, she had not the cloak on then because Mr. Delafontaine had it in his possession.

JOHN DELAFONTAINE *sworn.*

I am an officer of Sir Sampson Wright's; this lady saw the cloak and told me it

was her property; I took it off the prisoner's back. (Deposed to.)

Prisoner. I bought the cloak of a young woman at gravesend that was going to sea and had no occasion for it; I did not know it was a stolen thing.

GUILTY,

Of stealing the cloak only. (Aged 22.)

Transported for seven years.

Tried by the first Middlesex Jury before Mr. Justice HEATH.

305. WILLIAM KATES was indicted for burglariously breaking and entering the dwelling house of William Marsh, about the hour of seven in the night of the 11th of March, and stealing therein seven pair of womens stuff shoes, value 11.4s. two pair of womens leather shoes, value 6s. two other leather shoes, value 2s. two other stuff shoes, value 3s. the goods of the said William Marsh.

WILLIAM MARSH *sworn.*

I live at Brentford. On the 11th of March about a quarter before seven in the evening I lost seven pair of stuff shoes, and two pair of leather shoes out of the shop, and two odd stuff shoes, and two odd leather shoes; I had just come into the shop, I heard something hit against the glass; my wife had a candle and she looked where the glass was that we make a show of, and she said, God bless me the shop is stripped, and I went and I missed these things, I jumped up immediately and ran out of doors, and by luck I went the right way, and ran about two hundred or two hundred and fifty yards, and I came up with a person who had got something under his coat, I saw him about four or five yards distant, I caught him by the collar and said; my

my friend whathave you got here? he said nothing; with that I catched hold of the shoes and said, my friend you have robbed my shop; that were the words I said; the shoes are here. (Produced and depofed to.) I kept the man and shoes till I delivered him into the conftable's hands.

Prifoner. I was going along the ftreet; I came up out of the country for work; I was going by and there were two men ran by me; they dropped something and I did not know what it was, I went to fee and picked it up, and this man came up to me and asked me what I had got there? I faid, I had nothing.

GUILTY.

Of ftealing, but not of the burglary.

Transported for feven years.

*Tried by the firft Middlefex Jury before
Lord KENYON.*

306 GEORGE GOLDSMITH was indicted for feloniously making an affault on the King's highway, on the 26th of February, on William Bunny, with a certain offensive weapon and instrument called a clasp knife, with a felonious intent to take the money of the faid William Bunny, from his perfon and againft his will, feloniously to fteal againft the form of the ftatute.

WILLIAM BUNNY *sworn.*

I am a baker; I was affaulted in Stepney-fields, on Tuefday the 26th of February; I was ftopped by George Goldfmith, the prifoner; I am fure it was the prifoner, I had never feen him before, it was at half after fix o'clock in the evening; it was not dark then; I could fee about thirty yards before me; I faw the prifoner about thirty yards before I came up to him, as I was on one fide and he on the other; when he was three paces off me he prefented a knife to me, and faid, you bloody bugger either your life or

your money; and he fafhed the knife acrofs my face; I fays, my friend you don't mean what you fay; fays he, what I fay I mean; I faid, I am a poor man I had only a few halfpence; you bugger then, fays he, you have a watch; he ftill kept attempting to cut me with the knife, but I fprung back from him; I told him I had nothing but halfpence; fays he, you bugger, halfpence will not do, you have got filver; I told him I had not, I fee a man coming the fame way as the prifoner came, when the perfon came up he asked what was the matter? not knowing at firft but he might be an accomplice, I faid, I don't know; he faid, does he want to rob you? no, fays the prifoner, I don't want to rob him, I am going to Blackwall, we were all three together, I turned about and I faw another man coming, and when he came up I told him that prifoner had a large knife behind him; the man went to look and he made a push directly at the man's fide, but did not cut him, but cut through his two jackets; he ftill kept piercing two or three times more at the man's fide, and then he ran about ten or twenty yards towards White-chapel-road; the man fays, I will have you; the perfon follows him and threw the prifoner againft the bank; I came up at the time; the prifoner had got the knife and faid, bugger you if you don't let me go I will cut your bowels out; I got hold of his wrift and faid to the other man, now take the knife I have got hold of his hand, and then we fecured him, he never was twenty yards from us.

Prifoner. I was a quarter of an hour out of his fight?—He never was from us.

Court. How long might all this take up?—I fuppofe the whole of it did not exceed feven minutes, the whole time of his attempting to cut me and having the fcuffle with him, and fecuring him; I will be on my oath of it.

SAMUEL

SAMUEL BUNNY *sworn.*

I was coming from whitechapel the same way as the prisoner was, and just as I got through the cow lane, I saw the man and the prisoner, and when I came up I see the prisoner with his hand, as if something was in it, and I said what is the matter? the other said, he did not know, thinking I was a companion; I pursued and we took him; he was never ten yards from us.

EDWARD BROWN *sworn.*

I was the person who came up; I had been over the hedge to ease my self, and I saw the prisoner come up to Mr. Bunny with the knife, here is the knife; I see Mr. Bunny, the other evidence, come up; I asked Mr. Bunny what was the matter? I saw him cut at Mr. Bunny across the neck; I asked does the man want to rob you? Mr. Bunny said, yes, he has got a long knife behind him; I immediately laid my head on one side to look, and he immediately shoved it into my jackets, which with that I said, O Lord help me! for I am done; I then said I will take you now; with that he ran about twelve yards or so, and I ran up to him and pushed him to an hedge, and we took him; going along to the magistrate he tried to pick the knife out of my pocket and when he could not do that he tried to get another knife out of his own pocket, says, he I am done; now says I, what must my wife and family have done had you killed me? says he, I might as well have killed you and saved myself.

Prisoner. I belong to the William Pitt at Blackwall, and I was going strait over the fields, and this man said I pretended to rob him; and I had no such a thing as a knife about me.

GUILTY. (Aged 32.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

307. **JOHN SILVER** was indicted for feloniously stealing on the 18th of March, a hempen sack, value 1s. a horse cloth, value 1s. two bridles, value 4s. a leather martingal, value 6d. a hammer cloth, value 5s. the goods of Redmond Kelly, Esq.

WILLIAM HEWLETT *sworn.*

I am a servant to Mr. Kelly; we lost an hempen sack, a horse cloth, two bridles, a leather martingal, and a hammer cloth, they were lost out of the stable; the door was broke open the 18th of March, between seven in the evening, and half after nine; some of the things are here, I know the prisoner at the bar; he was a coachman before he lost a leg; he and I worked together about six years ago, I had not seen him since, till this four or five months.

Q. When did you see the things next after they were lost?-- On the 19th, the sack and cloth was found in the prisoner's house; I searched the house with the constable, John More; the house is about a mile from the stables; the prisoner was down at the stables on the morning of the 18th, between ten and eleven; we found the horse cloth in a tub of water, and a hempen sack up stairs the constable brought it down; I am a painter and glazier.

HENRY WADER *sworn.*

I am a painter and Glazier; I was going to see an acquaintance in Tothell-street, and I saw a man coming out of Mr. Kelly's stables with the sack; with that I hallooed out coachman, it was Monday the 18th, the same day the things were lost, about a quarter before nine in the evening; not very dark, he made no answer; with that I drew back and I see him walk away without the sack, and I see him come back again and take the sack up and put it on his shoulder and went away with it across the high road; and I ran round the pavement and met him, and I asked him whether the coachman was in the stable? and he made

no answer, so I went away; I am sure the man was the prisoner, I never saw him before but that evening.

JOHN MOORE *sworn.*

I am a constable; I searched the prisoner's house, I found the hempen sack in the one pair of stairs; it is here, it has been in my possession ever since; I went below stairs and in a tub there was a horse cloth wet, and the binding ripped off, and by the side of the tub. (The sack and horse cloth produced and deposed to.)

Prisoner. I was coming out and going along the middle of the yard I saw something lay on the left hand, in this coach stable, I went up to it and it appeared to be full of something, I takes the sack up and sits it up on its end; and I thought it was stole from somewhere, or a sack littered out of some hackney man's cart; with that I takes the sack on my back and carries it half down the yard, and I takes it off my back, and I thought I would not carry it any further; and then I takes it up again and carries it home, the horse cloth was wet in the sack.

Court to Moore. In what place was the hempen sack found?—In the one pair of stairs under the bedstead.

GUILTY. (Aged 26)

Imprisoned twelve months and fined 1s.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

308. WILLIAM BLINCO and THOMAS HOSKINS were indicted for feloniously stealing, on the 28 h of March, four bushels of beans, value 16s. a hempen sack, value 2s. the goods of John and Hayter Reed.

Indicted in a second COUNT for stealing the same goods, laying them to be the property of persons unknown.

(The Case opened by Mr. Knapp)

RICHARD PERRY *sworn.*

I am a servant to the prosecutor's; John Reed and Hayter Reed, they are corn factors; I am the man that measures the corn, they live in Mill-street-Bermondsey; I remember measuring some corn on Thursday the 7th of March, forty sacks of oats, and ten of beans, they were measured to go in our waggon, it was about four o'clock in the afternoon; I was present while most were put in, two or three sacks of beans were put in afterwards, while I was gone up stairs about my business.

Q. How many sacks of beans did you see put into the cart?—I cannot rightly tell, I measured them, the other man put them in; they were to go to Mr. Kitchener, I know the prisoner Blinco, he was our master's waggoner; I don't know Hoskins.

Mr. Knowlys. You measured a quantity of corn, whether they got into the waggon which Blinco was to drive you cannot tell?—I cannot.

ROBERT WILLS *sworn.*

I work in grinding for them, a labourer, I received ten sacks of beans from Perry the last witness, he delivered them out of the warehouse to me, and I delivered them to William Blinco and Thomas Neaves; what became of the beans I cannot pretend to say, I saw them put into the waggon, I saw the last sack put in, I saw all the ten sacks put in.

Mr. Knowlys. Did you hear Mr. Perry say there were ten sacks of beans?—No, I did not.

Q. You say now you delivered ten sacks?—I delivered all he put up.

Q. Do you mean to say there were ten sacks delivered to you?—I delivered all that were put up.

Q. You don't mean to assert there were ten sacks?—No, and please your honour.

Q. Then

Q. Then whether there were ten sacks or not you cannot tell. Now what is become of Mr. Neaves?—He is not here.

Q. Then whether Mr. Neaves put the sacks into the waggon you cannot tell?—Yes, I am certain he put in all I gave to him.

Q. Did you see Neaves put all the sacks into the waggon, that you delivered to him?—I did.

Q. Where did you come from just now, from the public house?—No, not at present, I have not been there some time.

Court to Perry. Did you put up ten sacks to the labourer Willy?—I told ten sacks out, and then I filled them.

JOHN VOWELL *sworn.*

I am a servant to Mr. Kitchener; he lives in the New Road, St. George's in the East.

Q. Do you remember at any time in March, the waggoner, the defendant, coming to your master's?—Yes, on the 7th of March, about five or half after five in the evening; some oats and beans came in Mr. Reed's waggon.

Q. Do you know what quantity of oats and beans you was to receive?—No, not in particular.

Q. Do you know what you did receive?—Nine sacks of beans.

Q. What did you do with these nine sacks of beans?—Put them up in one part of the warehouse by themselves.

Mr Know'ys. All that you received of Blinco you put into your master's warehouse?—Yes.

Q. How long was it afterwards before there was any mention of a loss?—To the best of my recollection it was not till Saturday night; I was not acquainted there was any deficiency before that.

Q. Then on Saturday night you told your master there were but nine sacks; did not your master accuse you?—Of what.

Q. There was a sack deficient, and you told him you never received but nine?—Yes, I know the situation that I left the sacks in; and they were all right as I received them.

Q. Your master was very angry that you had not ten sacks to produce, therefore of course you told him you received but nine?—I did.

Mr. Knapp. Who was with Blinco?—The man that was with him is not here.

Mr. Know'ys. You would have had to make up the ten sacks good, unless you had thrown the blame on Blinco?—It was no mistake, because I knew how I put them.

Q. I only ask you the question?—Yes, to be sure I must.

Q. Therefore it was the best way to say there was only one nine sacks?—

Jury. Was there not a bill of parcels delivered?—Not that I see.

Mr. Know'ys. Do you mean to swear that there was not a bill of parcels delivered with these goods?—I will not swear there was, or was not.

Court. Will you swear they did not deliver a bill of parcels?—They did not to me, I will swear that.

Q. Who was the man that delivered these beans?—Blinco.

Q. Did you count them when they were delivered on Thursday?—I did not, no more than place the beans in one part of the warehouse by themselves.

Q. Did you neither count them, nor receive a bill of parcels?—I know there was no more than nine.

Mr. Know'ys. You might have put up ten, and somebody might have slipped out one from your warehouse, as well as any other place. Is not that possible?—It is possible.

— KITCHENER *sworn.*

I deal in corn. On the 7th of March, about half past five in the evening some corn

corn was delivered by Blinco and another man, whom I have never seen before nor since, he ran away; there came in the waggon twenty quarters of oats, and ten quarters of beans; I delivered the key to Vowel and told him where to put them, but I did not see the beans delivered myself; I went in the moment they were unloaded, and I found there were ten sacks together, but one was a sack of oats, which was taken away from the other side, and put to the sacks of beans.

Q. Had you any bill of parcels?— I had.

Q. Had you any quantity of oats?— Yes, but I had only five quarters left there; fifteen were put at another place; the bill of parcels I have got here, it was sent to Mr. Reed again as a receipt. On Saturday night Mr. Reed applied to me to know if I had received my beans safe, I told him I believed I had, as there were ten sacks together; but when I came to examine again more particular I found one sack of oats short.

Mr. Knowlys. You yourself signed the bill of parcel, that all was right?— I did.

Q. I take it for granted that when you found it not all right, you expected Vowel to make good the sack of beans?— I should not look to him for the sack of beans.

Q. Vowel had access to this warehouse of your's?— The key was never out of my possession after Vowel stowed them, till Mr. Reed told me he suspected the carman stealing the beans.

Q. The beans have never been found I believe?— Yes, they have.

NATHANIEL TURNER *sworn*.

I keep a public house, in Whitechapel the Seven Stars.

Q. Do you know either of the prisoner's at the bar?— I know one by sight very well, the eldest man of the two Hoskins, he works in the market as a

porter, and comes into my house frequently for a pint of porter; the other is a stranger to me.

Q. Do you remember seeing Hoskins in the evening of the 7th of March?— Yes, he was at my house the 7th of March, by himself first about six o'clock in the evening, it was on Thursday; he came again afterwards with the waggoner that stands there, it was in less than half an hour after the first time, the waggoner came in and asked me to let him leave a sack of beans; I asked who it was for, they did not give an answer in a proper manner as they should, and I said take it away, I will have no such a thing in the house; they took it away again, and put it in the waggon again; and went towards Aldgate, and then it was offered for sale.

Q. Did you see the waggon the time the waggon was at the door. How many sacks were in the waggon at the time?— I cannot tell what quantity; then they brought it back from Aldgate and pitched it at the door about a quarter of an hour after, as I have a stand at the door; I made them take them again off the bench for fear they should break it; and then Hoskins took it on his back, carried it along the street, and he was stopped by the patrol, I did not see him stopped.

Q. What became of Blinco?— I don't know, he was not with him at this time; the patrol stopped him in the street in about two minutes with the sack of beans and brought him back, and they were pitched at my door; and the patrol asked me to take it into my house, I let him, I have brought it in a coach here to day.

Mr. Knowlys. You never see Blinco before?— No, not to my knowledge.

Q. And this was the 7th of March, therefore you are not certain Blinco is the man?— I am not; Hoskins I know very well; it was Blinco and another man that came first, Hoskins was employed

ployed by them to carry them, Blinco is the man that came to my house.

Q. Are you certain of that--- I am.

Q. You never see him before in your life?--- I never did.

Q. You did not see him afterwards till you had the hearing before the justice, I believe that was the Saturday following two days afterwards; and then you was not certain Blinco was the man, you saw on Thursday?--- Yes, I am certain Hoskins was not with him at first, but Hoskins was the man who was afterwards found with the beans.

Court. Who asked you to leave the sack of beans?--- Blinco asked me that.

JOHN FISHER *sworn*.

I live at the Rose and Crown Aldgate, I am a publican; I know the old man Hoskins, I remember seeing him in March last, I cannot say what time it was, Thursday evening after dark.

Q. Can you tell us whether you made any observation of any thing he brought with him; did he bring any thing?--- No.

Q. Did he buy any thing of you?--- No.

Q. Did he sell any thing to you?--- No.

Q. Did he offer to sell any thing to you?--- He did, he said he had got a flyer; he told me afterwards it was a sack of beans.

JAMES COLLINS *sworn*.

I am a patrol of Whitechapel High-street. On the 7th of March last, at night I took the prisoner Hoskins with the sack of beans on his back, he was going on; I asked him what he had got there? he said beans; says I, where are you going? he said, to Mr. Johnson's, with that I told him I should stop him on suspicion, he said he would take me to the place where he took them from; he went back to the Seven Stars Whitechapel, the house of Mr. Turner, and pitched them on the

pitching block; about half an hour after, I saw Mr. Turner. Then I took Hoskins to the Rotation office; Mr. Turner had them delivered to him, and has had them ever since. (The sack produced and deposed to.)

HAYTER REED *sworn*.

The sack has the same mark, as those I sent with the waggon that night; but I believe no man living consistently could swear to corn.

Mr. Knowlys. You say very fairly that no man living consistently could swear to corn; your name is Hayter Reed, what is your partner's name?--- John Reed, I have no other. I read to Blinco the note which I sent with him, twenty quarters of oats, and five quarters of beans, which makes ten sacks.

Prisoner Blinco. The gentleman he signed the note when I delivered the corn.

Prisoner Hoskins. I work in the market unloading and loading; I was at Mr. Turner's, and they came up with the waggon, and stopped at the door, one George Green was with them, that is run away, they came up and called for a pot of beer, they took a sack of beans out of the waggon, and carried it backward to Mr. Turner, and Mr. Turner told them the beans should not be there, and they carried it out again.

JEREMIAH SORE *sworn*.

I am a coachman; I drive a stage coach, I come to speak against the prisoner Hoskins, what was said to him at the time they gave him the beans out of the waggon, at the Rose and Crown, Aldgate, High-street, Mr. Fisher's, the man Hoskins came into Mr. Fisher's and asked Mr. Fisher if he wanted a flyer? he told him he wanted no such thing, this man directly Hoskins goes out, and he told the man it would not do there, he should take them to some others; he takes them out

out of the waggon and goes to the Seven Stars.

Q. Was the other prisoner there? did you see him at this public house?
—Not to my knowledge.

Q. Was there any other man with the waggon besides this man Hoskins?—There was; some man gave him the sack out of the waggon, and it was carried to the Seven Stars, about three hundred yards.

Q. What else did you hear about it?
—The words that was said when it was delivered out of the waggon by the other man was, that he was to bring the money to him at the Magpie and make the most of it; he took them and offered them for sale at the Seven Stars, to a man at the door, and a man bid him eight shillings for them; they were not sold.

William Hoskins. GUILTY. (Aged 57.)

William Blinco. GUILTY. (Aged 29.)

Imprisoned twelve months in the house of Correction, and publickly whipped.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

309. THOMAS STANTON was indicted for feloniously making an assault on the King's Highway on Samuel Bellchamber, on the first of March, and putting him in fear, and feloniously taking from his person, and against his will, a metal watch, value 4l. and part of a metal chain, value 1d. the goods of the said Samuel Bellchamber.

SAMUEL BELLCHAMBER *sworn.*

I am a waiter at the Glouster Coffee-house, Piccadilly; I was robbed the first of March, Friday morning, between one and two; I was under the Great Piazza, Covent-garden; I was going to get a

bed; I had spent the evening with a few friends, and I was locked out of my master's house; just as we got to Mr. Maddocks's door, I was surrounded by four or five arms, and this Stanton, he held my arms while the other took my watch of me; he put both his arms round me, he was on my left side, I had the watch in my right hand, and one part of the chain; they gave me a violent strain when they got it from me, when they first pulled it out of my pocket; I caught it in my hand.

Q. What happened before the watch was in your hand?—I was shoved four or five yards before the watch was taken from me; then they had me tight in their arms; I pulled the watch out of my pocket myself, in order to secure it on their attacking me, and I had it in my right hand, and the watch was taken out of my hand by main force, and my wrist bent almost double; my hand was sprained for three weeks, I could not use it; I saved part of the chain, and the seal and the key.

Q. You don't happen to know whose hand took it?—I cannot say that.

Q. At the time it was taken had he hold of you?—He had.

Q. Have you never seen that watch again?—No. I gave about hand-bills and advertised, but I never saw any thing of it. I held Stanton by the collar, the rest went off, and I detained him till the watch came up; he was examined, nothing was found, the watchman examined him directly; the watchman is here; I told the watchman I had lost my watch.

Q. Did you describe what sort of a watch it was?—I did not; it was a metal watch.

Mr. Knowlys. Now, Mr. Bellchamber, it is well a man should continue in the same story, you have been saying that you had got the watch in your hand, and one of them pulled it out of your pocket; how came you to say before

fore the magistrate that it was taken out of your pocket?—I believe I did not swear that.

Q. I will read the information to you, “you met four or five young men who ran violently against you several times, one of which took the watch out of your pocket.”—It was taken wrong the first time.

Q. Did you mention a word before the magistrate of this man’s laying hold of your arms, while the others robbed you?—I might not say it then, but I know he did.

Q. You was examined before the magistrate the next morning; then the next morning you must at least have as good a recollection of the matter as you can have now?—I was not asked above four or five questions.

Q. I think the most material question in the description of a robbery, is how it was committed; there you did not mention a word of his having held you while the other robbed you?—I don’t know that I did.

Q. The magistrate asked you how it happened, how came you not to mention that this man enclosed you in his arms while the other robbed you? Because that is a very material circumstance, however you did not mention it there?—I don’t know that I did.

Q. Now another question; was not this man taken up for an assault on the watchman, and not for your robbery?—No, because I had hold of him.

Q. I asked you whether the man was not taken to the watch-house on the charge of assaulting the watchman, and not for a robbery on you?—I charged the watchman with him as soon as he came up; I don’t know that he was taken for assaulting the watchman.

Q. But when a man’s life is in danger we wish people to be positive; was your charge made before you made it at the watch-house?—I gave charge directly the watchman came up.

Q. Do you mean to say that you gave charge before you got to the watch-house?—He was taken away immediately as soon as the watchman came up; I did take charge of this man for he has robbed me.

Q. Upon your oath did you mention a title of your being robbed by this man before you got to the watch-house?—Certainly I did, I certainly gave charge of him as one of the people that robbed me.

Court. Where was he searched?—In the watch-house.

Mr. Knowlys. They did not search him on the spot?—They took him to the watch-house.

Court. Do you mean to swear that you told the watchman you lost your watch before you got to the watch-house?—I did.

Mr. Knowlys. Will you stand by that that you gave charge of that man, as one of the persons that robbed you before you got to the watch-house?—I don’t understand you.

Q. I will put it in such a way as you shall understand; on your oath did you at all charge this man, as being one of the persons concerned in the robbery before you got to the watch-house?—Yes, I did charge him before I got to the watch-house.

Q. Now when you got to the watch-house you had the chain about your finger?—I had it in my hand.

Q. Upon your oath did you mention the circumstance of having lost your watch till the watchman asked the question, from the circumstance of seeing the chain in your hand?—Yes, several times.

Q. Now you was perfectly sober at that time?—No, I was not so.

Q. How long had you been drinking?—Some time.

Q. We want to know what time; from five o’clock in the afternoon till one in the morning?—No, not so much as that

that; it was from about half past nine, and I had been drinking till between one and two.

Q. All that time you had been drinking?---Part of the time.

Q. I ask you whether you was so drunk, as not to be able to know what you was about?---I certainly was in liquor a good deal.

Q. I want to know how far you was got in drunkenness, upon your oath had not you drank till you was perfectly insensible - -I was not so bad as that, I own I was very bad.

Q. Could you answer the watchmen's questions that they put to you, had you the power of utterance at that time?---I don't know about that.

Q. Then you don't know whether you was able to articulate a word to the watchman?---Yes, I suppose so.

Q. Are you sure that you was able so to express yourself, as to have your words understood?---I should think I was not so intoxicated as that.

Q. Do you mean to say you was at all sensible of what passed?---I recollect being stopped by them; I recollect going to the watch-house, and seeing the man searched.

Q. How came you to give a different account before the magistrate than to-day, do you think you had got over your drunkenness the next morning?---I was not perfectly sober then, I did not go to bed till between three and four o'clock.

Q. And the magistrate did not sit till twelve o'clock, and yet you was not perfectly sober then; your situation in life is only that of a waiter?---That is my situation.

Court. What is the value of this watch?---I valued it at 4 l. it cost me seven guineas and a half.

JOHN WILKINS *juror.*

I am clerk to Mr. Mews the brewer; I don't exactly recollect the night, but I think it was about five or six weeks ago, I had been spending my evening in Maiden-lane, Covent Garden, and coming home, I went through the Piazza's, and I saw five or six men surrounding the prosecutor, and I stood for some minutes, I believe ten, and I see them hoist him backward and forward, and several of them struck him; after standing this time I remonstrated with two or three watchmen who stood round, for suffering the man so to be insulted, without interfering. The watchmen then made an appearance and interference, which gave me an opportunity of going in amongst them, I went in, and immediately laid hold of the man, who had been confining the prosecutor by the arms during the whole time of the bustle.

Q. Is the prisoner that man?---I think he was; on my taking hold of him, I directly told the watchman to take him to the watch-house, and I would bring the prosecutor; they did with some little difficulty; I got the prosecutor to follow after; I accompanied the prosecutor to the watch-house, where he gave charge of him; I did not attend any further.

Q. Did you give charge before he came to the watch-house?---No, sir, I gave him into the custody of the watchmen, I did not attend to it any further, I then left him, I might stay there as much as a quarter of an hour after; when I got into the crowd, I observed the prosecutor had got a watch chain in his hand, he said, they had wrenched the watch from him.

Mr. Knowlys. Did you hear the watchman at the watch-house ask the prosecutor what was become of his watch?---I don't recollect that question.

[The remainder of this trial in the next part, which will be published in a few days.]

THE WHOLE
P R O C E E D I N G S

ON THE
KING's Commission of the Peace Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO
The Gaol Delivery for the County of *Middlesex*;

HELD AT
JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 10th of *April*, 1793, and the following Days :

Being the FOURTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY
M A N O A H S I B L Y,
PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

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THE WHOLE
P R O C E E D I N G S
ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

The Continuation of the Trial of THOMAS STANTON.

Q. Had the prosecutor at that time any share of recollection so as to recollect what was past? --He was in a state of intoxication, all the account he gave was that he came out of a coach.

Q. Was he able to give any account of the transaction at the watch-house?---No, he only said, he was ill used by the people, that is all that I recollect of the circumstance; he appeared very much in liquor; but the whole of the business seemed to have brought him something to his recollection.

— sworn.

I am a watchman; about half after one, on the 1st of March, there was some people got about Bellchamber here, and the watchmen threw their rattles, and I came up to their assistance, and Mr. Bellchamber had hold of the prisoner, and the prisoner had hold of him by the breast, I asked the prisoner what business he had with him? and he said, what was that to me, he wanted to take care of him, so I told him to go about his business; with that, he made a strike at me

at my breast, and I took him out of Mr. Bellchamber's hands, then with that Mr. Wilkins came up, and he said watchman take him away, and take him along to the watch-house.

Q. While you was in the street did the prosecutor give you any charge of the prisoner?---Yes, he told me to take care of him, for he was one of the people that robbed him of his watch; I took him to the watch-house.

Q. Was you examined before Mr. Justice Addington at Bow-street?—No, I was not. On this, I was for myself, because I gave charge of him for striking me.

Court. He was examined at the watch-house?—He was, there was nothing found but a couple of shillings in his pocket?

Prisoner. Please your Worship, and Gentlemen of the Jury, I had been spending my evening with a few friends, and was going my way home, through the Piazza, Covent Garden, I saw a crowd about the prosecutor, and seeing him a decent man, I thought I would take

take his part; the watchman came up and took me, this watchman said immediately, I saw a man run out of the crowd, and very likely he was the man that robbed him: But however this prosecutor, by the persuasion of other people, thought proper to charge me. I never before this was in the walls of any prison, my name was never known to be amongst suspected persons, and I hope you will find me as innocent as I am conscious I am myself.

The prisoner called one witness, who gave him a good character.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

310. JOHN BROWN was indicted for stealing, on the 1st of March, a plate coach glass in a wooden frame, value 5s. the goods of Dennis O'Neal.

DAVID MACLESH *sworn.*

The prisoner was helping me in the stables; I am coachman to Lord Corke, the prisoner had been in the stable about a fortnight, my Lord was not in town; I had two horses to take care of, he went away after a fortnight, and went to live along with another coachman, and in about a week after, one evening I found my coach house door broke open, and this glass was taken out, it was a side glass; the coachman where he was living, in the mean time, the next morning, the 2d of March, found this glass on him, I saw it on the 2d of March, I discovered the coach house the 1st of March, I saw it again in the custody of the coachman, where he was living, William Collins; the glass was broke across the middle, before it was in a coach belonging to Mr. Neal, which stood in that coach house under my care.

I

WILLIAM COLLINS *sworn.*

I know the prisoner at the bar; I found this glass on him, he helped me, and he brought the glass into my stable, and I asked him where he got it from? he said, from Lord Cork's coachman; I thought it was not come honestly by, and I sent to Lord Cork's coachman.

Prisoner. The coach doors was broke open, and I was going by, and I took the glass out.

GUILTY.

Publicly Whipped

*Tried by the second Middlesex Jury before
Lord KENYON.*

311. GEORGE ANDERSON was indicted for burglariously breaking and entering the dwelling house of Thomas Turner, about the hour of ten in the night, of the 4th of March, and stealing therein, a silver watch, value 1l. seven silver tea spoons, value 7s. and a pair of silver tea tongs, value 2s. the goods of the said Thomas Turner.

THOMAS TURNER *sworn.*

I live at the horse shoe and magpie, Berner's-street, Soho. On the 4th of March, my room and bed room was broke open, it was after ten o'clock; I was down at Stanmore that day, and I fancy I was not at home when I was robbed. About half after ten my wife came into the parlour, and told me the bed room door was broke open; with that I went up stairs and looked, and saw some of the drawers broke open, but did not mind any thing then but my watch, which I left hanging up at the bed's head; I came down stairs, and there was some people drinking, and the prisoner with the rest, I insisted on searching every one present, as I had been robbed of a watch, and begged nobody to go out, the prisoner moved to the

the end of the box, and I took him by the collar, and I said, I will search you first; I put my left hand into his right hand pocket, and out of that I pulled a chissel, a new one, without a handle turned up at the end; and I put my hand into his pocket again, and I pulled out an handkerchief and three tea spoons, and a pair of tea tongs, they were mine marked I. S. G. I sent for a constable, the constable came, and between his thigh and his breeches, he took out four more tea spoons, and then he further searched him, and took out of his pocket a guinea, two six-pences, half a crown, and several halfpence, that is all we found on him, and several duplicates; the duplicate of the watch was found in his pocket the next day before the magistrate, he was a lodger, he lodged with another black man.

Q You don't at all know how the bed room door was opened?—I do not.

GEORGE NISBITT *sworn.*

I am the constable; I was sent for about half past ten on Monday night, the 4th of March, and Mr. Turner gave me charge of the prisoner, and I searched him and found four silver tea spoons between his breeches and his thigh. (Produced and deposed to.) I found the duplicate of the watch in his pocket, in a pocket book, and the money the justice ordered me to keep till I came before your worship; I found the watch by the duplicate, the pawnbroker has it here.

ROBERT ARMSTRONG *sworn.*

I produce a watch which I believe I took in of the prisoner at the bar, I never saw him before, but I believe him to be the man, it was Monday evening the 4th of March, I believe it might be between eight and nine, he brought it twice, the first time he brought it about eight o'clock or between eight or nine, my fellow servant offered him money upon it, and he asked him whose it was? in a little

time afterwards he came again and took what my fellow servant offered; I lent him it, it was a guinea. (The watch deposed to.)

Prisoner. I went to the house to get a pint of beer, and setting and drinking it, the other black man I sleep with, my bed fellow, asked me to go and pawn the watch at the pawnbroker's, he told me to ask three guineas, they said one guinea; I went back to tell him, and he told me to go and get the guinea, and I went and when I came back I gave him the guinea, and then he asked me to go and pawn the spoons, and I would not.

GUILTY of stealing, but not of the burglary. (Aged 17.)

Transported for seven years.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

312 JOHN EVANS was indicted for feloniously stealing the 23d of February, a silver watch, value 3l. a steel watch chain, value 2s. a steel seal, value 2d. the goods of John Mitchell, in his dwelling house.

JOHN MITCHELL *sworn.*

I am a labouring man I live near Fulham; I lost my watch; I was not at home when it was taken out.

ANN MITCHELL *sworn.*

I was at home when the watch was taken, the prisoner at the bar came and knocked at the door and asked me if there was not a house to lett? I said, yes, two, one that I lived in and another, says he, I will be glad if you will shew me them, says I, if you please to see mine first; I shewed him mine, and then he asked to see the other house, as soon as I knocked at the door of the other house, he said he liked the other house best, says he, I will come and

and let you know on Monday, and take it for three years certain, and begged the favour of me to let him go into the house again to measure the fire places, to see if the stoves fitted; says he, will you be so good to let me go up stairs to measure the front room fire place? my watch was hanging on the bed side, I let him; he comes down and bids me good morning, when I instantly thought of my husband's watch, I went up stairs and found it was gone, and I runs after him and met him.

Mr. Schoen. There is in point of fact another house in the row that is to be lett? — There is, the next door but one.

Q. Do you recollect when the man left your house to go to the other, whether you left your door open? — No, I did not, I locked it.

Q. How long was it before you had seen your watch? — When he knocked at the door I see the watch, and it was half after ten.

Q. Do you know whether the garden door was open? — No, it was not.

—— **WOODLUCK sworn.**

I was at work at Mr. Wilcox's garden and I heard the cry of stop thief, and Mrs. Mitchell was there, and she said, the prisoner had took her watch; the prisoner was stopped, and I found the watch laying on a gravel walk, on Mr. Heavyside's garden, and it has been in my possession ever since.

Mr. Schoen. How far is Mr. Wilcox's garden from Mr. Mitchell's house? — five or six hundred yards.

WILLIAM WEBB sworn.

I was present at the pursuit of this man; I saw him run past me; Mrs. Mitchell and another was pursuing; I saw him swing his arm forward, but I could not see what he flung, but I imagined it must be then he threw the watch out of his hand, it was towards Mr. Heavyside's garden.

Mr. Schoen. He was running, it was a cold frosty morning? — No, the frost was broke.

JOHN OSBORN sworn.

I stopped the man, the people was pursuing him, and crying stop him.

GUILTY of stealing to the amount of 39s. (Aged 33.)

Transported for seven years.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

313. **CATHERINE OWEN** and **JANE HUGGINS** were indicted for feloniously making an assault on Daniel Swinney, in a certain dwelling house, on the 27th of March, and putting him in fear and feloniously taking from him and against his will, a silver watch, value 2l. 2s. a steel watch chain, value 2d. a metal watch key, value 1d. a sixpence, and eight halfpence, the goods, chattels, and monies of the said Daniel Swinney.

DANIEL SWINNEY sworn.

I know the prisoners at the bar. On the 27th of March, I was going to the hospital with my wife to lie-in, she had got a letter to lie-in there, because I was a poor man, and I could not afford to keep her at home; at my coming back, I came by this Parker's-lane, it was four o'clock in the afternoon, at the bottom of a court, near Drury-lane, I was making water there, and this Jane Huggins came up to me, and asked me if I would have any thing to drink? I told her I would have none; Catharine Owen was with her, and then they both pulled me up inside of a door, in the place in which I was robbed; I was not in liquor; I had only drank my share of three pints of beer, and a quartern of gin that day, and that is all; I never drank in their company, they pulled me up two steps of the stairs; they pulled me up and dragged me up into the room, and then they

they came to me, and asked me which I would lie with? I told them I was a married man, and I would not lie with either; I stayed in the house above a quarter of an hour, they had the door shut, and had me close in the corner, and they robbed me of a watch, I gave two pounds five shillings for, but four or five days before; the low woman Catherine Owen took the watch; there is the woman! I came down stairs directly, and the tall woman gave me a blow in the mouth, and took away sixpence, and fourpence from me, and tumbled me down stairs; I came down stairs, and hallooed out I was murdered.

MARGERET REARY *sworn.*

I was standing at my own door, and I heard murder cried in the street; I was at the second door from where this woman lived; I saw the prosecutor in the street crying murder, and three or four women came out.

JOHN LANE *sworn.*

I know no more than that on the 28th the prosecutor came to me, and told me he had lost these things; I went down with him, and took the prisoner Catherine Owen.

EDWARD WHITE *sworn.*

I know no more than taking Jane Huggins by the order of the prosecutor.

Prisoner Huggins. I live in Parker's-lane; I heard a terrible noise in the street, and the man was making a most terrible piece of work, and about forty or fifty people round him, and I goes up, and he says, O murder, I am killed, give me a knife, and I will kill myself; I stood in the mob like another person, I know no more of it.

Court to Prosecutor. Who took your watch?---Catherine Owen; and Jane Huggins knocked me down, while she took it.

The prisoner Owen called two witnesses to her character.

Court to Reary. Was the prosecutor sober?---He was.

Catherine Owen. **GUILTY. Death.**
(Aged 16.)

Jane Huggins. **GUILTY. Death.**
(Aged 30.)

Tried by the second Middlesex Jury before
Lord KENYON.

314. JOHN ROBINSON was indicted for stealing, on the 26th of February, a silver watch, value 2l. 2s. the goods of William Howard; another silver watch, value 2l. 2s. the goods of John Bowering, in the dwelling house of John Brown.

WILLIAM HOWARD *sworn.*

I am a coachman; I live with Mr. Whitbread; I lost a watch in February, at the Eight Bells, in Hackney, it was Tuesday morning the 26th; I had seen it hang up that morning, about six o'clock, by the bed side, and I missed it between the hour of six and seven that same morning. John Brown keeps the Eight Bells; I left my watch up two pair of stairs, in the room where I slept; another young man John Bowering slept in the same room with me; I never found my watch, it has not been heard of; I never knew the prisoner before he came to the Eight Bells, he came on the 22d of February, and absconded on the 26th, he lived as post-boy, he drawed beer there, he sleeps in the same room, he got up before us, he took both our watches, we pursued him, and caught him in Fleet-street that same day, about one o'clock in the afternoon, he had Bowering's watch about him, and the duplicate of the other: I knew Bowering's watch when I saw

I saw it; I found out the pawnbroker by the duplicate he had upon him.

JOHN BOWERING *sworn.*

I slept in the same room and lost my watch; I had seen my watch that morning; I saw it the evening before when I wound it up, and hung it up; we both missed them partly the same time between the hours of six and seven; I was at the taking of him; I found my watch on him; I have got it here; I had the watch about three months.

TRINDER *sworn.*

On the morning of the 26th of February, the prisoner at the bar brought this watch, and offered it to pledge (I am positive it was him) between the hours of eight and ten; I live at No. 32, St. Martin's-lane, the West End of the town. (Deposed to by Howard.)

JOHN BROWN *sworn.*

This here prisoner at the bar had lived with me, and absconded from the house, on the 26th of February, before I got down stairs, after I called him in the morning at six o'clock.

Prisoner. I was in distress, I am sorry for it, it was the first offence.

GUILTY of stealing to the amount of 39s. (Aged 13.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Baron HOTHAM.

315 **EDWARD WRIGHT** was indicted for stealing, on the 2d of April, eleven muslin handkerchiefs, value 11. 8s. the goods of Thomas Clarke, privately in his shop.

BOYD *sworn.*

I am a shopman to Thomas Clarke; he is a linen draper, the corner of Hol-

born, and the corner of Drury-lane; I never saw the prisoner at the bar till I saw him that day; I don't remember him exactly coming into the shop, but I saw him in the course of half a minute after he had been in, it was about two o'clock, on the 2d of April; there was two customers more in the shop, when I came into the shop, and the apprentice boy could not find an article to suit one of the customers; I asked the prisoner what was his pleasure? he said, he was waiting for some person to come and look at some goods; I went to the counter right where he was standing, and I perceived a piece of muslin hid under a bag under his arm; I leaped over the counter, and took it from him; I know it to be my master's property, it is marked by my master.

JOHN NICHOLSON *sworn.*

I am shopman to Mr. Clarke; I was present when the prisoner came in, but did not speak to him; I went up stairs for something, and when I came down stairs he was taken; the muslin is what I was shewing to a lady just before I went up stairs; it was near the counter end when I went up stairs; it is my master's writing on it I believe; there were two other shopmen in the shop.

GEORGE HARRISON *sworn.*

I saw the prisoner in the shop; I saw him near the end of the counter where the muslin was.

Prisoner. I was not out of the shop; I went with an intent to buy a pair of stockings; I had been drinking with a friend of mine for an hour or two; I took my bag, and laid it as it might be here, and in taking up my bag, I took it up with it; I did not know that I had it under it; I am innocent of it entirely; I allow I was a little in liquor; if I had intended to have stole it, I would not have stood in the shop.

Boyd.

Boyd. He had it under his arm with the end out behind, and I saw it out behind, when I asked him what was this for? he said, he wanted some persons to look at it; I had got it in my hand at the same time.

Prisoner. I meant the stockings.

GUILTY of stealing, but not privately.
(Aged 64.)

Imprisoned two years in the House of Correction, and fined 1s.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

316. RICHARD otherwise PETER ISAACS was indicted for feloniously breaking and entering the dwelling house of John Jordan, about the hour of six in the afternoon, of the 26th of February; the said John Jordan and Mary Laidler being in the said dwelling house, and feloniously stealing a pair of worsted stockings, value 2s. the goods of the said John Jordan; four womens shifts, value 1s. a linen apron, value 2s. an India shawl, value 2s. the goods of William Laidler.

Indicted in a second COUNT for burglariously breaking and entering the said dwelling house, about the hour of seven in the night of the same day, and burglariously stealing the same goods.

JOHN JORDAN *sworn.*

I live at No. 18, Chapel-street, St. George in the East. On the 26th of February, my mother, Mary Laidler, had some linen hanging up in a one pair of stairs room, drying inside the room; I set her up in a chandler's shop and pay the rent, and live in the house; the window was up about six in the afternoon; I heard a rummaging over my head in the shop, and I came out and I saw the prisoner chucking the things out

of the window; I immediately told him to stand fast or I would blow his brains out; he saw I had no arms in my hand, and he immediately jumped down and I received him; I took him prisoner myself, there were three shirts and a shawl, that his companion had got off before I came out, but what I took him in custody with was an apron, a shift and a pair of stockings belonging to me.

GUILTY of stealing but not of breaking and entering. (Aged 20.)

Transported for seven years.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM

317. SARAH CLARK was indicted for stealing on the 25th of March, a callico shawl, value 2s. 6d. the goods of Joseph Craig.

GEORGE BROWN *sworn.*

I live with Mr. Craig, he is a linen draper in Holborn, he deals in shawls; he lost one the 25th of March, between seven and eight in the evening, the prisoner came into the shop and looked at some muslin and muslin handkerchiefs, and bought one, and afterwards looked at some shawls, but did not buy any, but she got one under her cloak, I saw her put it under, she went to the door before I stopped her; I got over the counter and brought her back and took the shawl from her in the shop; I have got it here. (Produced and deposed to.) It has our private mark on it; she was alone, she said, she was very innocent, she did not know that she had it.

Mr. Schoen. She had a kind of a woollen cloak on?—She had.

Q Might it not occur to you that it might stick to the woollen?—It might, but she got it up with an intent to put it under a silk cloak which was under the woollen one.

Q She

Q. She had used your shop a good deal?—I don't recollect ever serving her before, we have not been open above twelve months before.

Q. She paid for the handkerchief she bought?—She did, and half a yard of mullin.

The prisoner called five witnesses who gave her a very excellent character.

GUILTY. (Aged 26.)

Imprisoned six months in the House of Correction and fined one ls.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

318. DENNIS DEALY was indicted for stealing on the 25th of March, three half crowns and two shillings in monies numbered, and a silk handkerchief, value 2s. the goods and monies of Hannah Crawley.

HANNAH CRAWLEY *sworn.*

I sell fruit in the street, oranges and whatever I can get to sell; I happened to be down at my sisters one night, she was very ill, and I was coming home and going up stairs; the prisoner lives in the same house with me, he is a lodger there, and I lodge in the room above him; when I came home he let me in, and I asked for a light, and I was lighting the bit of candle, and he said, he would be much obliged to me if I would give him a bit of tobacco; I pulled out my tobacco box and having my money loose in it, I put it into my hand, and he asked me for what was in my hand, I told him I should not give it to him; he said, by the Holy Ghost you bloody whore, if you will not give it to me I will have your life; he then put my hand between his two knees and he forced the money out of my hand, and then

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he turned me out on the stairs and I was crying for the money, and he brought a great stick.

Q. How soon afterwards did you make complaint?—At the same time I told the Watchman, Edward White.

EDWARD WHITE *sworn.*

I am the watchman; I was down Parker's-lane, I heard the cry of murder, and this woman was standing at the door all over blood; and she said, she had been robbed of sixteen shillings; and a silk handkerchief; I sprung my rattle, and there was some of the men of Marlborough-street, happened to be out, it was search night, and they came up, and he stood at the top of the stairs and said, he would knock down the first man that came up stairs; he lives on a woman who goes out getting her living how she can; I searched him and found three half crown pieces in his pocket, and two shillings; here is the one half crown which is remarkable, it has been in my possession ever since.

Count to Prosecutor. What was the money you lost?—There were three half crowns amongst the money, and the rest was in six-pences and shillings. (Deposits to one half crown piece.)

Prisoner. Ask her did not she go into my room when I was in bed?—I did not go in till he opened the door.

Prisoner. She asked me for a light, and I told her to take a light, and then she would not go to her own room, and I got up out of my bed and wanted to shove her out; with that, directly she dropped two half crowns and two shillings on the floor; she immediately ran down stairs and called for the watchman, I told her to take it up, she would not, I had not picked up the money hardly when the watchman came in, and she swore that I robbed her, when I declare, before your lordship, I never saw a half-penny worth of her money till she dropped

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ped it. I have no witnesses but Bridget Carney, the girl that was in bed with me.

BRIDGET CARNEY *sworn.*

Q. Are you married to the prisoner?
— No, I have lived with him these three years.

Q. Now, upon your oath, remember that the testimony that you are to deliver is in the presence of God, and therefore I admonish you to beware of what you say. Do you remember the night this man was taken up for taking away the money of Hannah Crawley?— I do, she came up stairs for a light, seeing a light in the place.

Q. Was you in bed with the prisoner at that time?— I was.

Q. How do you know any thing then about the matter?— He left the light for his brother to come up stairs by.

Q. What was her errand?— She asked for a light, she came in and would not go out again, and he got up in order to turn her out of the place; she called out and said, he had robbed her; she called the watchman, then she would not go out and said he robbed her of the money; it was with much ado she would go out of the place.

Q. Where did Crawley lay?— She laid up in the two pair of stairs.

Q. That was above you?— Yes

Court to White Was any silk handkerchief found on him?— No, none at all

GUILTY. (Aged 36.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

319 MARY GILES was indicted for stealing, on the 22d of February, a silk cloak, value 10s. a woman's cotton

gown, value 6s. a muslin apron, value 2s. a white linen apron, value 2s. a check linen apron, value 1s. two women's muslin caps, value 2s. two linen caps, value 6d. a pair of cotton stockings, value 1s. a pair of women's leather shoes, value 1s. and a man's linen shirt, value 1s. the goods of John Hughes.

JOHN HUGHES *sworn.*

I live in Cartwright-street, No. 39, Rosemary lane; I was at work at the time this robbery happened; I came home and I saw the property before the justice, and I missed the property at home on the 22d of February last.

MARY HUGHES *sworn.*

I am the wife of the last witness. On the 22d of February, I only went to the next door for some potatoes for my husband's dinner, I don't think I was gone ten minutes, I came to my door and I found my door open, and this woman running out of it; I had left my door locked with the key in it at the outside; I had the middle room in the house; when I came she ran up two, three or four stairs to the garret, I cannot exactly say which; I asked her who she wanted? or what business she had in my room? or whether she wanted the woman that lived up stairs? she said, she did want the woman that lived up stairs, and I directly called the woman, she said the woman was not at home, as soon as I called she came and opened the door; the prisoner directly ran away, and I finding my door open I ran after her, she went into a court and up some strange stairs, and I apprehended her myself; she had with her one cotton gown, one black silk cloak, &c. as in the indictment; the things are here. (Produced and deposited to.) I took her back to the place where she took them from, and then I took them from her; I did not know the woman before.

HENRY

HENRY HARRIS *sworn.*

I am a dealer in old clothes. On the 22d of February, I came to Rosemary-lane, and I saw a mob standing there, and I took the goods from off the ground and some pick-lock keys out of her pockets.

The prisoner called one witness who gave her a good character.

GUILTY. (Aged 23.)

Transported for seven years.

Tried by the second Middlesex Jury before Lord KENYON.

32c. THOMAS HACKET was indicted for stealing, on the 8th of March, a pair of mens leather shoes, value 2s. the goods of William Bernard.

WILLIAM BERNARD *sworn.*

I lost a pair of shoes, on the 8th of March; I am a shoe maker, I was not at home, my wife was.

Mrs. BERNARD *sworn.*

I live in High-street, St. Giles's, I keep a shoe maker's shop. On the 8th of March, I saw the prisoner at the bar, he came into my house between eight and nine at night, about half after eight, and asked me to shew him a pair of shoes, a pair of my best; I shewed him a pair, he said, they were rather too big for him, and I let the shoes stand on the counter, while I looked for a pair that was less; in the mean time he ran out with this pair, and I never saw no more of him till the 12th of March following, when they took him; I did not go after him, only to the next door, because it was dark and I had nobody in the shop; on the 12th of March, he brought this sheet to the next door neighbour of mine to sell, and

she stopped the sheet, and she came and called me and I went in and saw the man, and I took him to the justice and swore to him; he was in my house a week before that, and he sold me a pair of shoes off his feet for another pair, and I gave him six-pence in money besides; I have never seen the shoes since.

GUILTY. (Aged 18.)

Transported for seven years.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

32i. JOSEPH HEWITT was indicted for stealing, on the 12th of March, a pair of cotton stockings, value 2s. the goods of Thomas Patty, Richard Burchall and Joseph Coombs.

EDWARD MERIDITH *sworn.*

I live with Messrs. Patty, Burchall and Coombs; they are partners in trade; I know the prisoner at the bar; on the 12th of March, between three and four o'clock in the evening, he came into the shop and asked for some white cotton stockings; I was then serving two customers behind the counter; I referred him to the opposite side of the shop to a young man to shew him some, which he did; he shewed him a paper of ribbed stockings which he disapproved of; the young man is not here, he turned his back towards the prisoner, I looked at the prisoner in the mean time and I saw him take a pair of stockings and lodge them in his breast, between his waistcoat and his shirt; I went immediately and caught hold of him by the breast and took him on one side, and told him he had got something there that did not belong to him; and wished him to step up to the counting house, there he was searched; I had hold of him all the time; the stockings were taken

taken from between his waistcoat and shirt in my presence, they are marked with the prosecutor's private mark, they are in the custody of the constable now.

RICHARD BURNIS *sworn.*

I produce the stockings, I had them of one of Mr. Barchall's clerks, they have been in my possession ever since.

Mr. J. D. B. The name of the clerk is Henry Derrett, they are the same stockings as taken from the prisoner.

Prisoner. I enlisted for a soldier at Coventry, and I was brought up and examined at the India House, and I was rejected; I took them to carry me home to Coventry.

GUILTY. (Aged 18.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. Justice HEATH.

322. **JOHN SEVILLE** was indicted for stealing, on the 1st of March, four hempen hammocks, value 11s. the goods of Samuel Walker.

(The Case opened by Mr. Knapp.)

SAMUEL WALKER *sworn.*

I live in Mark lane; I am a merchant; I am a contractor with government for hammocks, furnishing the different yards; I was sent for to the public office, Goodman's Fields, about the beginning of March, and was shewn four hammocks, they appearing to me to be mine; they were produced by order of the magistrate by Joseph Bare, in consequence after writing, I had some communication with the officers of the Dock-yard, at Deptford, and was informed there was four deficient, and they were stopped in the account; I have been in the habit of sending them down daily ever since the armament began.

2. By what conveyance do you send them?—By the cart of Mr. Robinson's.

JOSEPH BARE *sworn.*

I belong to the office in Whitechapel. On the 1st of March, Friday night, I saw the prisoner going into an old iron shop, he went into the shop, one Bury's shop, he had a bundle on his head, and he put it down, and I went in and asked him what he had got there? he said, for God's sake say nothing about it, for it would be the ruin of him; I told him I was an officer, and must do my duty, and take him to the justice; I took the bundle and him to the justice; I have got the bundle here; the bundle was a great quantity of hemp, and in the hemp packed up these four hammocks. (Produced.)

JAMES ROBINSON *sworn.*

I live in Stoney lane, Tooley street; I am a master carman; I am in the habit of carrying every day for Mr. Walker; I carried two loads of hammocks on the 1st of March; I know the prisoner very well, he drives one of my carts.

2. Did he drive your cart on the day you describe?—Not with hammocks, he had many times before that day; I saw him in the lock-up place before he was examined; I said, I was very sorry to see him there, he said, he was brought in there, and it was what he got by serving somebody else, that was all he said at that time.

WILLIAM NETLAND *sworn.*

I work for Mr. Walker; I am the man that takes the hammocks in and delivers them out.

2. Do you remember delivering out any in March last?—Yes, we count them out ten in a bundle, that is the usual way.

2. Do you deliver them out in any other mode?—Never.

2. Do

Q. Do you know whether you delivered these out?--- I cannot say; I don't know that I was absent one day.

— HUGHES *sworn*.

I am labourer in the Dock Yard at Deptford; I keep mostly keep tally; there.

Q. Do you remember any goods sent by Mr. Walker in March last?--- I do, and there was two in one bundle deficient; a bundle consists of ten.

Q. Was there any other deficient besides the two in one bundle?--- I don't know.

Prisoner. I have got nothing to say.

GUILTY. (Aged 28.)

Transported for seven years.

Tried by the second Middlesex Jury before
Lord KENYON.

323. RICHARD WARRAN and JOSEPH JOHNSON were indicted for feloniously stealing, on the 25th of March, a silver watch, value 2l. the goods of John Clarke.

John Clarke and witnesses were called on their recognizances, and did not appear.

Not GUILTY.

Tried by the second Middlesex Jury before
Mr. Baron HOTHAM.

324. GEORGE SEARLE was indicted for feloniously stealing, on the 10th of March, three silver table spoons, value 2l. 10s. the goods of William Dawson, Esq. in his dwelling house.

WILLIAM CHEEK *sworn*.

I live with Mr. Dawson, he lives in Hind-street, Mansell-square; he lost

three table spoons the 10th of March, he lost them out of the pantry, it was about twelve o'clock when I had seen them there; I missed them in the evening between nine and ten, I missed the spoons while the prisoner was present; being an old fellow servant and knowing him a number of years, I invited him into the pantry, the property at that time was up in the parlour; the company had left the dining parlour and had retired to the tea room; at that time George Searle called on me, I let him in and shewed him into the pantry; after that I returned to the parlour and brought down my plates and spoons, and then returned again for the glasses, and when I counted my spoons to put them into the cupboard, I missed three spoons, I told them over again, I still missed the three; I went to the kitchen maid to enquire if she had washed up all the plate; she said, she had; I returned to the pantry still missing the three spoons, and still tried to see if I could make my spoons right. George Searle said, he was sorry he had come at such an unlucky time, he hoped I did not accuse him; I said, no, I should be very sorry to accuse him, but at the same time the spoons could not be far off; at this time the carriage was waiting at the door for my master. While I was discoursing on this business with Mr. Searle the bell rung to bring down the tea things; coming down with the tea things I met George Searle coming up the stairs; I said, Searle, I hope you are not a going; yes, says he, I am, you seem to be in an unpleasant humour, and I shall not stay any longer; I asked him to walk into the parlour, and told him not to leave the place till the spoons were found; he promised me he would wait a little; I invited him down into the pantry to go and sit down there, and he refused it, and said, he would
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not go there any more ; he then went and sat in the Hall, and we were discoursing on the spoons, and was sorry I should accuse him, but I hoped he would not leave the house ; in the course of this conversation the bell rang which I went to answer, and while I went to answer the bell he went away ; when I went down and found he was gone I went down immediately to the kitchen and told my fellow servants ; I went immediately in search of a constable ; I found a constable in Mary-le-bone-street ; I told him the circumstance, and he advised me to go to Mary-le-bone watch-house ; I went ; I told them he had a wife and family in Swallow-street, and they advised me to go to the Coach and Horses in Marlborough-street, and ask if there was an officer there in the house ; I went and they said, no ; I got an officer at last in St. James's ; I shewed the constable the door of his lodgings that night, but having no light he said, if he was an old offender he would take the property some where else, and if he was a green one we should find him in the morning ; I went to Searle's house and watched to see if he went in or out ; finding he did not I went to the watch-house and waited till six in the morning when we went and Searle came out, and we took him to the watch-house ; when we got to the watch-house door he said, I am guilty ; and there was the property in his pocket.

JAMES SLADE *sworn.*

I got these spoons out of George Searle's pocket on Monday morning. (Deposed to by Cheek.)

Mr. Schoon to Cheek. When he called on you he said, he was a little groggy ?— Yes, but by the answers he gave I don't think he was.

Q. You thought him an honest man or else you would not have asked him into

your master's house ?— I always took him for one ; he and I lived in one family six years ago ; I believe he is now out of place.

—— *sworn.*

I am beadle of the parish of St. James's ; I went to aid and assist the constable in taking the man.

GUILTY,

Of stealing to the value of 39s.

Transported for seven years.

*Tried by the second Middlesex Jury before
Baron HOTHAM.*

325. THOMAS MORRIS was indicted for feloniously breaking and entering the dwelling of William Mansell about the hour of two in the afternoon of the 23d of February, no person being therein, and stealing therein half a yard of striped dimity, value 1s. 6d. three yards of long lawn, value 3s. a linen shift, value 1s. a dimity petticoat, value 1s. 6d. two linen petticoats, value 2s. two cotton bed gowns, value 4s. a callico petticoat, value 1s. 6d. a linen frock, value 1s. a child's linen bed gown, value 1s. three linen shirts, value 4s. 6d. a linen gown, value 6s. a cotton gown, value 10s. 6d. a silk handkerchief, value 1s. a silk bonnet, value 3s. a linen bed gown, value 6d. two base metal candlesticks, value 4s. a copper tea kettle, value 4s. and a paste board bonnet box, value 2d. the goods of the said William Mansell.

WILLIAM MANSELL *sworn.*

I am a cheesemonger ; I drive a cart for Mr. Davis, a cheesemonger ; my house is in Green Arbor-court in the Old Bailey ; at that time my wife was out, I had no children nor no servants at that time

time, it was the 23d of February, Saturday; I went out about nine o'clock in the morning, and she brought the keys to me about twelve; I went home to my dinner between two and three in the afternoon and I saw this gentleman coming out of the house; when I had got about half way down Green Arbor-court I saw a couple of men coming out of the entry of the house where I dwelt in, and as soon as they came out of the house they turned down Breakneck steps into Sea Coal-lane, I looks very hard at the property which they had, and I thought it belonged to me, but I was not justly sure then; the prisoner, one of the two men, he was the last that came out, he had this bonnet box under his arm, the other got away; I immediately goes up stairs and sees the room door open; we had only two rooms in the house, it was let out in three parts, there were two other sets of lodgers in the house, the landlord did not live in the house, nor had any servants there; I saw the room door open and immediately turns back and goes down Breakneck steps into Sea Coal-lane, in order to follow the men; as soon as I got at the bottom of the steps I got a sight of the men again, I called stop thief, as loud as possible I could halloo, these men hearing me cry stop thief, they throws the things down and runs away in order to make what escape they could, the prisoner throwed down this bonnet box, the other had a painted deal box.

Q. Were these men talking together do you know?—I did not see them talking together; they came out of the house as near together as possibly could be; as soon as they heard the cry of stop thief they throwed down the things, and a witness that is here see them do it, and this man was never out of my sight till he was taken; I am sure I did not lose sight of the prisoner after he threw the things down from under his arm; he

was brought back to my house, and from there he was taken to the New Compter; I saw him brought back to my house and I went with him to the Compter and things likewise, and the things were given into the hands of Mr. Prior; these two boxes contained all the articles; the things here are only the things that were in this paste board box, the other box has not been meddled with.

Q. How soon did you go back to your room after you took the prisoner?—In less than two minutes.

Q. How do you conceive they got into the room?—They must pick both the locks; there is a lock which is fastened on the door, and a padlock outside; neither of the locks were broke, neither the one nor the other, and the lock, which was the padlock, was found behind some tubs close against the door, in the same stair case, the staples were not in the least injured they were all as when I went out in the morning.

Mr. Knapp. This you say is your dwelling house;—I rent two rooms.

Q. You went down first in the morning and left your wife at home, you left the keys with her of course?—I never see any thing more of them till she brought them to me.

Q. And when she went out there were the other lodgers in the house?—There were.

Q. How many might there be?—A man, and a woman and a child lived in the two pair of stairs.

Q. There is a street door?—There is.

Q. It is generally open?—It is in the day time.

Q. So that if the indictment states that no person was in the dwelling house, it is not so. You know that you have indicted this man capitally?—I suppose it is for a capital offence.

Q. Have you ever heard there was a reward for convicting a house breaker?—I have.

Q. Had

Q. Had you never seen the prisoner at the bar before?— I don't know that ever I saw him in my life.

Q. There were two persons?— Yes.

Q. Did you take notice of the other person?— I did not, but I had opportunity of taking notice of this man, because I had hold of his collar.

Q. What was contained in the box you knew very little about?— It is all set down.

Q. You did not know at the time?— I did not.

Q. This door was open all the day long for all the different people to go out of their different apartments?— It was.

Q. The staples were the same as when you left them?— They were.

Q. You say you never saw the two persons talking together at all; they appeared to have no connection with each other?— None at all, only coming out close to each other.

Q. Was you by when the prisoner was searched?— I was not.

Q. Do you know in point of fact whether any thing was found on him?— I don't believe there was any thing found on him.

ELIZABETH MANSELL *sworn.*

The day the house was robbed I went out about a quarter past twelve o'clock, we have two rooms adjoining to each other, we have only one door in the stair case; when I came away I locked both locks, the common lock and the padlock, I am certain of it, I tried them both, I came away and took the keys to my husband, my husband was at work at the warehouse, Mr. Davis's, just by Green Arbor-court, I gave him the keys; I returned again about half past seven in the evening.

Q. Do you know the bonnet box?— Yes.

Q. Where did you first see it after you saw it at the Compter?— The first that

I saw of it was at Guildhall the Monday afterwards, this was on Saturday the 23d of February.

Q. The things are there?— No, the alderman gave me leave to take what I wanted, and put a mark on every thing.

Mr. Knapp. What does your family consist of?— Poor people; I have only my husband and my child, the child is born since the robbery; my husband went out early in the morning, I stayed at home till about a quarter past twelve, I did not go out at all before that time.

Q. Do you know the lodgers in the house?— I cannot say that I am acquainted much with them.

Q. Whether they were at home when you left the house you cannot say?— The woman and child was at home, and the man was backward and forward.

Q. Was there any door out of the inner room to the stair case?— There was not.

Q. How lately had you seen your things before?— I had seen them before I went out.

PETER LECLERE *sworn.*

I am a cutler and headborough in the parish of St. George's. On Saturday the 23d of February between two and three in the afternoon as I was going down Fleet-lane I saw some people running and I walked leisurely after them, they were running in a lane on the right hand called Sea Coal-lane, and I saw them stop, when I came near I saw a man holding the prisoner at the bar by the collar, somebody said, why do you collar the man? for he is no thief, and if he is you have no right for you are no constable; and he let go the prisoner and the prisoner ran off, and he ran down by me, and I pursued him, and took him in a Baker's shop.

Q. Was Mr. Mansell present when you took him?— He was not in the shop when

when I took him; when I took him in the shop I put my hand on his shoulder and told him he was my prisoner; several people came into the shop and one of them assisted me to take him to the Compter. There was two boxes laying in Sea Coal-lane.

Mr. Knapp. Have you never been here before?— Yes, I have.

Q. Perhaps convicted your man before?— I convicted!

Q. What was you here before for?— I have been here several times before.

Q. Was there ever a person convicted on your evidence?— I don't know it was on my evidence, but I was a party.

Q. Did you ever hear on conviction of a man for house breaking that there was a reward?— Since I found he was convicted I was told of it by a person in this court.

Q. You say there were some persons running up Sea Coal-lane?— Yes, the prisoner was one; I don't mean to say I saw him stopped.

Q. He had the good fortune to run into a shop, it was the likely way for him to escape?— He certainly could not see me till I took him in the shop; there he was secured; I secured him myself.

— BASCOE *sworn.*

I am a watch maker; I saw the prisoner come down with the box in his hand and another man with him, with another box; the prisoner had a bonnet box the other had a wooden box; they came down from the one pair of stairs of Mr. Mansell's dwelling about half after two; I saw him go down the steps with it in his hand, and the prosecutor was within three doors of his own house, he went in and went up stairs, and came down again and pursued after the man, and the prisoner threw the box away into Sea Coal-lane; I am sure the prisoner is the man; I did not see the prisoner taken; I saw him go by my window.

Mr. Knapp. You had never seen the prisoner before?— Never.

JAMES PRYOR *sworn.*

I am a constable; I produce the property belonging to the prosecutor, a bonnet box, four gowns, a tea kettle, and several other things; this box was brought to me to the Compter; I had it of Mr. Mansell; when the box was brought, there there was a number of people present.

(The things deposed to.)

Court to Mansell. Did you see the prisoner run into the shop?— I did not, I saw him when the other man, Hughes took him and brought him back to the things, but then he let him go, and then he was out of my sight, and Leclere took him; I never saw him no more after Hughes let him go till I saw him in the Compter.

Prisoner. What is alledged to me I am totally innocent of. On Saturday afternoon I was coming down Sea Coal-lane, I had got a bad leg; I had been to have it dressed, and I saw two men pass me, and I saw a man throw a box off his shoulder, and the other from under his arm; with that I went to pick up one box out of the kennel, and they said, don't touch it for they will say you are the thief; I was going to alderman Boydell's and this man came and took me; I said, for what? I said I will go wherever you please; I went to the Compter, and then that Mansell came and the watch maker, and swore that I came out of the house; I am as innocent as any gentleman of the Jury.

The prisoner called four witnesses who gave him a good character.

GUILTY,

Of stealing to the value of 4s. 9d.

(Aged 25.)

Transported for seven years.

Tried by the London Jury before
Mr. RECORDER.

N

HENRY

326. HENRY CORLESS was indicted for feloniously stealing, on the 5th of April, six ounces weight of nutmegs, value 16s. thirty-two black lead pencils, value 5s. twenty-three other black lead pencils, value 9d. one quarter of a pound weight of cocoa, value 4d. one wooden box, value $\frac{1}{2}$ the goods of Henry Blakey, Robert Porter and William Hodgson.

HENRY BLAKEY *sworn.*

My partners are Robert Porter and William Hodgson, we are haberdashers; these articles were taken from No. 2, Budge-row, my dwelling house, and the warehouse is there, all these articles were the property of the partnership, they were taken from the warehouse, they were in the business as haberdashery articles we deal in; the prisoner was not a servant at the time, he had been discharged about three weeks before, he was a kind of a warehouseman; I was out of town at the time; I can speak to part of the property.

Mr. Knowlys. I don't know whether you know it or not, that this man had been authorized either by yourself or the other partners to sell any little quantity that he might want to accommodate his own friends?—He had no permission only as to mustard and blue, and he had them the same as we charge to other people.

Q. He weighed these things to himself?—He might, but before other people; we gave him no authority as to these things.

WILLIAM HODGSON *sworn.*

On Friday last the fifth of April, about a quarter before six o'clock I was sitting in the counting house by myself, I heard a disturbance in the warehouse, and I looked and I saw the prisoner taking something out of a box, which from the noise and situation I

supposed to be nutmegs; the box was in the warehouse on the shelf; I saw him through the window out of the counting house, by which we have an opportunity of looking all over the warehouse; I opened the counting house door, and he immediately came from the place, and he took up an old bag, and I asked him what he wanted? he said, he wanted an apron; I immediately charged him with the theft of taking these nutmegs, and he acknowledged it, and I brought him to the counting house, and I took out of his right hand coat pocket fifty-nine nutmegs; this is all that passed at that time; I was at his apartment the same evening, (the prisoner was then in the Poultry Compter,) the prisoner's wife was there, we found some black lead pencils, cocoa, and several other articles; to the best of my recollection thirty-two black lead pencils and twenty-three others, we found some cocoa, the box had our label on it; we gave these things into the custody of the officer, his name is Hickens. I have no more to observe, except the manner in which he got into the house; I was told how he got in.

Q. Was you told that in the prisoner's presence?—No.

Mr. Knowlys. The place in which you sat, and in which you saw this was a place separated from the warehouse commanding a full view of it?—It was.

Q. Of course the prisoner must know that?—He must; when I charged him with taking the nutmegs he acknowledged that he had taken them illegally.

Q. Did he say that Mr. Hodgson? did not he say that your porter had given him leave to take some at the usual price?—No, he did not.

THOMAS DICKENS *sworn.*

I am the constable that took the man, he was delivered to me about six o'clock last Friday evening, the day of the robbery.

Q. Was

Q. Was any nutmegs delivered to you?—Yes, and I have kept them ever since; I went to his apartments, he gave me directions to them; I found several articles; I found some pencils and some cocoa in a wooden box; I have kept them ever since. (Produced and deposed to by Mr. Blakey, the pencils as having the maker's name on them, who lives in Cumberland, and serving none but him, and the cocoa having his label on them.)

BENJAMIN BOYSE *sworn*.

I went with the officers to make the search.

Q. Were the things open or were they concealed?—They were not concealed when I went into the room.

Dickens. The wife unlocked the box and gave the things out of the box.

Prisoner. I bought the cocoa and paid for it to Mr. Porter the other partner, I bought two quarters of a pound and paid 16d. for it, and every article that they found in my room, I honestly paid for as ever I did any thing in the world; as for the pencils I bought them of a Jew in November last, and as for the nutmegs Mr. Hodgson was in the house; I met Mr. Porter in Budge row and told him what I wanted; he told me to go and have them; our master's servant was at the door and desired me to walk in. I was taken bad last Saturday three weeks and was obliged to go to bed till Thursday following; I went again to my place the Monday after, and Mr. Porter called me into the counting house and said, he and I had better settle; says he, I don't understand your being off a week; I told him I was ill; then he said, I had better rest then come to do nothing; then says I, we met friends and I hope we shall part friends.

MORDECAI PRITCHARD *sworn*.

I am porter to Messrs. Blakey and Hodgson.

Q. Do you know whether at any time your fellow servant bought any cocoa of Mr. Porter?—I don't know any thing about it.

Q. Did you ever see any cocoa that he bought?—No, I have known him to buy a few pounds of mustard; that is all that ever I knew.

The prisoner called two witnesses to his character.

GUILTY. (Aged 40.)

Imprisoned six months in the House of Correction, fined 1s.

*Tried by the London Jury before
Mr. RECORDER.*

327 JOB TRISTRAM was indicted for stealing, on the 1st of March, four pieces of fir timber, value 5l. the goods of Thomas Lett, Thomas Lett the younger and John Lett.

(The case opened by Mr. Knowlys.)

JOHN LETT *sworn*.

My partners names are Thomas Lett, Thomas Lett, junior and myself, we are timber merchants, Narrow wall Limehouse; we have lost a great quantity of timber at different times.

Q. Have you since been able to find any timber you have lost?—We have found four pieces, two of them lay in Harford-street, Tottenham Court-road, and two in Fitzroy-square.

Q. Had they any mark on them?—Yes, our own mark T.L. cut out in one united, and A.W. another mark, and there were other marks, the ship marks; A.W. meant the person to whom they were sold, Archer Wilson, but they never went to him because they were stolen first; the day I saw them in Harford-street and Fitzroy-square was Thursday

Thursday the 28th of March, they were missed since the 12th of January, or about that time.

Mr. Knapp. You have three partners?—Yes, two besides myself.

Q I understand from my friend's opening just now, Mr. Knowlys, that you are considerable timber merchants, of course you have a great deal of timber of that sort, and I suppose all the timber that belongs to you are marked in the same way.

Court. Not all marked A. W. ?—No, only T. and L.

Mr. Knapp. How soon is the mark of T. L. put in the timber that comes to you?—It is marked before it comes to us from the ship; there is also the mark of the feet it contains; the timber was put on the river; it was rafted on our wharf with ropes, and stapled down.

Q You say you have missed a great quantity of timber before this; has it never happened to you that the timber has floated down the river, and you have found the timber again?—Yes, but we always can tell what timber we miss because of the mark.

Q In point of fact have you never missed timber before which has gone away and floated down the river?—We very frequently have missed timber.

Q Have you never missed timber by the casual floating of the raft?—We have from the bridge and other accidents; that is a common thing in trade; somebody picks it up and they are paid for their trouble.

Q How long before had you an opportunity of knowing what quantity of timber you had on that raft?—This was a quantity of timber marked for a person with A. W. to go away the next morning, it lay under the crane subject to be floated.

Q How long before had you seen the property, and what quantity had you seen?—The whole number of pieces

was seen by me the night before on the wharf.

Q Then there were a great quantity besides the pieces that were missing floating?—No great quantity.

Q Only four pieces were missing in the morning?—No, only four pieces.

Q Then they might have had the accident of floating down the river by the tide?—No, they could not, because the rope was cut and the breast rope was cut, they were evidently cut by an axe, the mark of an axe was plain on the rope.

Q Then the other pieces might have had an opportunity of floating from the cutting of these pieces?—They might have taken the whole to be sure.

Q The mark A. W. is the mark to whom they were consigned, you did not put that mark yourself?—It was either me or my brother.

Q You stated to my friend, that you had missed timber ever since the 12th of January, and until the 28th of March you knew nothing at all about it?—We never found it till then.

Q Had it happened during that time that you missed a great quantity of your property, between the one date and the other?—No, we had not; I should have observed that there were some other pieces, but I cannot fully ascertain what they were.

Mr. Knowlys. From the view which you had of the raft the morning after you supposed they had stolen them, you could not ascertain they could be taken any other way than by cutting the rope with the axe?—I could not.

JOHN WOODCRAFT *furn.*

I am a lighterman; I saw the prisoner at the bar in company with Mr. Needs.

Q Was you ever employed by him or Needs to tow some timber?—I was by Needs,

Needs, and that gentleman was with him.

Q. Which of them gave you the directions?—I met them at the place where I took it to, both Mr. Needs and him together; I towed six pieces.

Q. Who first of all applied to you to tow it?—Needs, and that gentleman was in company with him; I towed it from a wharf that belongs to Reed, King's Arms stairs.

Q. How far is King's Arms stairs from Messrs. Letts, where these rafts were, from Narrow Wall Limehouse?—About a quarter of a mile. I towed this timber to Chelsea; when I got to Chelsea I saw both Needs and the man at the bar.

Q. Was you paid for your trouble?—Yes, Needs paid me, Triftram was by.

Q. What did you ask for your trouble?—I did not ask any fee at all; I towed it to Gill and Wilton's wharf.

Q. Have you ever seen any of these pieces of timber since that time?—Yes, I went and looked at them, I went to Mary-le-bone near Fitzroy-square, in a timber yard there.

Q. Are you sure that these were a part of the six pieces that you towed up?—I am not sure they are them, but they are marked the same way as those that I did take.

Q. How long ago was this?—Five weeks to day since I towed it up.

Mr. Knapp. Mr. Woodcraft, did you happen to know Needs before?—Yes, because I live just on the spot.

Q. Needs employed you, Needs told you where to take it, Needs paid you; Mr. Woodcraft, did the prisoner during the whole time that he happened to be with Needs seem to have any hand in it at all? did he say any thing at all about it, during the whole time?—He asked me to have something to drink; the prisoner asked me to have some rum and milk.

Q. You say you asked no fee whatever?—I did not.

Q. You had been used to be employed by Needs?—No, never before nor since; he paid me.

Q. Needs you know is indicted for this very felony.

Court. No, he is not.

Mr. Knapp. You was shewn some timber afterwards?—I don't understand you; I went into a carpenter's yard to look at them.

Q. And you of yourself had not made any particular observation on them to know them, only by the mark you saw on them?—I cannot pretend to swear they are the same, but they are marked the same.

Mr. Knowlys. Did Triftram ask you to drink before or after you had done the job?—It was on the road.

Court. How were the two marked you saw in the carpenter's yard?—A W. I did not perceive any other mark; that was a fresh mark.

JOHN WITTON *sworn*.

I am a servant to Messrs. Gill and Wilton, they are masons and builders, and keep a wharf at Chelsea.

Q. Do you know the man at the bar?—No, I never saw him there in my life; I saw the timber lay under the wharf, and I helped to load it when it went away, there was a man there at the first load and he promised to come again to pay the wharfage, but we never saw him any more.

RICHARD LOCK *sworn*.

I am a carpenter; I live in Pedlar's Acre near Limehouse, there was a person came along with the prisoner of the name of Williams or Kemp, I don't know which, for me to draw some timber, I believe it may be near a month ago, I did not do it for him, because the timber had lain under my own wharf, and it was moved from under my own wharf, and I told him I could as well have drawn it from my own wharf as from any other.

Q. Did you see the timber which they applied to you to draw?—Yes, I have seen it since up in Fitzroy-square; I saw

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nine or ten pieces there, I knew but one of them, and that piece of timber lay at my wharf before ever I took the premises, I bought the lease there, I took the premises the 17th of January; all that I know it by there is a cut in the side of it.

Mr. Knapp. There is a person of the name of Needs, do you know any thing of him?— I bought the lease of the premises of him, on the 17th of January last.

Q. Needs has been looked after on this occasion?— Yes, I looked after him myself along with the officer.

Q. He has absconded then?— He is out of the way.

Q. You say a person of the name of Williams, or Kemp came with the prisoner?— It was not the prisoner applied to me to draw the timber, it was the man along with him, and gave me a paper where to draw it to, which I have now.

Q. Had you known the prisoner before?— Yes, many times I have seen him.

Q. Have you ever heard that he went to the Water Bailiff of the City of London about this affair?—

JAMES NICHOLLS *sworn.*

I am a carman and builder; I know the prisoner at the bar, he called on me three weeks ago, he came along with Mr. Jackson, a relation of mine, he wanted to draw some timber off from Wilson and Gill's wharf at the Wooden Bridge, Pimlico, up above Chelsea bridge.

Q. And you in consequence of that went to the Wooden Bridge?— I did not the first time, the carriage went twice, I did not go with it the second time but the carriage was detained and I went to see what detained it, and I saw the carriage on the crane, I saw the carriage draw the timber from the wharf; Tristram he hired the carriage; he did not know the peoples name, but he described the place, and I told him it was Gill and Willson's wharf to which he agreed, and said, there should be people there before my carriage to load it; the timber

was laid down against the wall of the Westminster Infirmary; I saw both loads laid down there.

Q. Have you seen any of that timber since?— No.

Mr. Knapp. You say he did not know where it was to be taken to till you explained it to him; all the business he had to do was to hire the cart?— He described the place by the Wooden Bridge, and I named the name of the wharf.

ROBERT JACKSON *sworn.*

I know the prisoner at the bar; I live in Duke-street, No. 13, Portland Chapel. About three weeks ago, on a Sunday, he told me he wanted to find somebody that had a timber carriage to draw timber from Chelsea; in consequence I took him to Mr. Nicholls, I introduced them together, and they bargained for the drawing of the wood; I never was at the wharf in my life.

Q. Do you know what was agreed to pay for drawing it?— I understood 3s. 6d. a load; the whole amount of the money was 1l. 4s. 6d.

RICHARD BOLD *sworn.*

I live in Tottenham-place; Mr. Tristram, and Mr. Needs, whom I knew for some years, offered to sell me some timber, Needs offered some at different times, at last Tristram came with him, he went by the name of a captain, he was called captain; Mr. Needs withdrew, I believe he went out to get some refreshment, and then the captain asked me what quantity of timber I wanted? I told him about a couple of loads, and we agreed for 3l. per load; then I had some suspicion that it was stolen timber; then when Mr. Needs came again I asked him where was this captain's address? the captain did not hear that.

Q. Did you ask the captain who he was, or what trade he was?— I did not.

Q. Did

Q. Did you ask him what measurement?— I did not.

Q. You say you had some suspicion. Did you buy any then?— No.

Q. Where was it to be brought to?— It was to be brought and laid in the New Ground called Fitzroy-square, about fifty yards from my premises.

EDWARD WALES *sworn.*

I live in Warren-street, Pancras; I am a carpenter; I have seen the prisoner at the bar, he came along with another man, whose name is Needs, and some timber was brought on my premises before I saw him, it was brought by one Needs, and this gentleman was called captain; I did not see it brought.

Q. Had you any conversation with this man at the bar?— Yes, he went along with me to take the contents of the timber brought on my premises, ten pieces, and five at another place, both he and Needs went with me, the other man said, this is my captain; he went along with us and I gave him the contents, and he pulled out a calendar from his pocket and shewed me the price of timber the week before on the Change.

Q. Whose timber was it represented to be Needs or the captains?— Their timber; it was brought there for sale; they had a good deal more they said to bring; I was taken there to become a purchaser if I approved of it; I saw different marks on it and I had suspicions.

Q. Do you know whether Mr. Lett has ever seen these pieces of timber?— Yes, he has and challenged them; he challenged two on my premises and two in New Fitzroy-square.

Mr. Knapp. Needs was the first person you saw about this timber?— Yes, I never saw him before.

Q. Needs was the person that seemed to deal about the timber first with you?— I understood that Needs was the carman and that he brought the timber.

Q. Did any conversation pass from Needs to the prisoner about measuring this timber. Did not Needs desire the prisoner at the bar to take measurement of the timber?— They were together.

Q. Did not Needs desire the prisoner to measure the timber?— It was not measuring, it was taking the contents.

Q. I thought this gentleman was the merchant. Did not Needs desire the prisoner to take the contents?— No.

Q. This property was seized by the Water Bailiff of London?— Yes, after it was owned.

Q. Do you know who gave the information?— I don't know; Mr. Climer, the deputy of the Water Bailiff, came to me and I gave him an account.

Mr. Knowlys. You say you looked on the prisoner as the merchant of the timber — I did from his conversation.

Prisoner. Needs told me that he had sold the timber to Bold three weeks before that for 3*l.* per load. On the Thursday or Friday he told me he had sold it for 3*l.* 10*s.* per load, and when I went there I thought they were all swindlers and shufflers together; accordingly I went to Mr. Climer's and called him up at six o'clock in the morning and gave him information against the timber, and told him I thought it was not honestly come by; Needs took some off his own wharf, and there were seven pieces taken from another wharf, and then he comes to me for fear of being arrested, but as soon as ever I found out I was among a parcel of shufflers I went immediately to Mr. Climer, and Mr. Climer to Mr. Smith, and then they took me to my Lord Mayor; then I was clear on the Saturday concerning all this timber of which I gave information to his Lordship.

—— CLIMER *sworn.*

I am the deputy Water Bailiff of the City of London; I know the prisoner at

at the bar; I remember his coming to me on Thursday before Good Friday, about six o'clock in the morning or rather before and knocked me up, I got down stairs and asked him, what his business was? he came to me and said, that there was a parcel of timber that had been accumulated together, that had been a drift and picked up at different times in the river till it came to several pieces, from thence they were conveyed, by some means or other, to Tottenham-court-road by cartage and wharfage together; I said, I took you to be another kind of a man; how came you to be concerned in picking up timber, and be concerned in selling it? he said, he never picked up any in his life; he went with me up to this place.

Mr. Knowlys. You have known Tristram for some time?—I have known him ten years

Q. Did you ever know him as a captain in any vessel trading in timber?—Never in my life; I know he kept a chandler's shop and public house; he told me they were pieces that came adrift, and he thought they belonged to the City of London; in consequence of giving this account Henry Smith, Esq. and I put a mark on them, and took a warrant against this man that he might not be an evidence against his accomplices.

Court to Lett. What day was it you saw the timber?—The day before Good Friday, the 28th.

Court to Wales. When was it you acquainted Lett with this?—It was the Tuesday, I sent to him the 26th; on Monday night I found it out; on Tuesday morning the information was laid.

The prisoner called five witnesses who gave him a good character.

GUILTY. (Aged 60.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

328. **GEORGE SHIRLY** was indicted for stealing, on the 13th of March, three hides of tanned leather value 9l. the goods of John Dyster.

JOHN DYSTER *sworn.*

I am a warehouseman; I lost three tanned hides either the 12th or 13th, I cannot say; if it was the 12th it was late, between nine and ten, or else it was early in the morning of the 13th; I lost them out of Leadenhall-market; I did not see them at all of my knowledge; we never missed them till the next morning when we came to load; I was not present; I saw three hides cut up which I took to be three we lost; I saw them on Thursday in Worship-street, the pieces are here.

Prisoner. He said at the justice's that he could not swear to them, there was more than his property?—I said I could not swear to the hides because they were cut in pieces; there is nothing but the duty mark that I swear to.

MARY GRIMES *sworn.*

My husband is a shoemaker. On Wednesday morning the 13th of March, about eleven o'clock, I came from market and my husband came to me, I live in Whitecross-street, about a mile from Leadenhall-market; Poll, says he, they are cutting up leather next door; says he, Mrs. Jackson has been in and said so; I went and looked into a place called a hay loft, and I saw two of them cutting up leather; the prisoner was one, but who the other was I cannot tell, they were cutting up the leather into square pieces.

Q. Did you go in where they were?—I did not.

Q. How came you to be so curious to look into their room?—Mrs. Jackson mentioning it to my husband and he mentioning it to me. I saw them afterwards

wards with some bundles, he went down past my window with a knot.

Q. Is he a porter?—I cannot tell; I saw him with a knot and leather on his shoulder going down the court, Plaster-court, it is the court where I live, I live next door to this hay loft; he took the leather and carried it into Playhouse-yard, and put it into his cart, from that he went back again; I went to Arthur's, who had been a constable, and Mr. Foxon was in the place at the time, and I told them I thought there was a man in the court had got some stolen leather, and I went and shewed them where the cart was with the leather, and he stopped till the prisoner came with the rest of the leather, I stopped till he came, the constable then charged him with stealing the leather, and he was taken to Worship-street; I cannot positively swear to the leather.

THOMAS FOXON *sworn.*

I took the prisoner into custody at the instance of Mary Grimes, and took the leather, and have kept it ever since; I am a constable; when I detected the prisoner he said, what is that to me? I pulled out my staff and said, I am an officer, I have an information that you have some stolen property; he said, he was going to take it to his master, Mr. Cox, in Chick-lane, and desired me to go to his master and then I should soon know whether it was stolen or no; I told him I should not go to his master, I should take him to the office in Worship-street and if it was his master's property he might fend for him, and his master would come forward. (The leather produced and depoted to by Mr. Dyster having lost three hides, one out of a parcel of eight hides and two of a parcel of twenty two hides, and having seen them complete the night before; I know it by the hammer mark.)

Gaur. Can you tell it to be your's by the hammer mark?—I can, one was tanned in Poulton in Lancashire.

Q. As to this hammer mark that is the officer's mark?—It is.

Q. Are there not more tanners in that district whom the officer marks with the same hammer mark?—Yes.

Q. Then how do you prove that to be a bit more your's than any other person's in the district?—None had been up from this place I suppose this three months, they only come up now and then.

Prisoner. I am a bone jeweller by trade, and it is very slack; I porter in the morning; I had an order for a gross of diamond scutcheons the Tuesday before this happened; I made them and carried them home, and while I was gone this here parcel was brought to my place, bag and basket, by a knock at the door to know whether there was a porter lived there? my wife was laying in at the time; there was a woman who came to see her, and she asked her to stop and have a drop of caudle, and while she was there this here man came and my wife sent this woman to me, to the Three Mariners at Fore-street, for at the time the East India company's ships sail, Mr. Newbank, in Grub-street, kills for them, and I am a swabber, I wash the hogs down; my wife sent this woman to find me and before I went with her I found they were going to kill on the Thursday following, and I asked the woman to come back to my wife and I gave her 2s. to take to her, and told her to tell my wife I would come back as soon as I could, when I came home it was too late to carry them that night, and I went and took it in the morning; the woman can tell more about it than I can.

MARTHA MATTHEWS *sworn.*

I am a widow.

Q. Do

Q Do you know a hay loft about the prisoner's premises?—I do not live with him; I know his wife, I have known her this five years. There was a parcel brought there on Tuesday, I think it was between six and seven at night, I went to see his wife, she laid in, and a person knocked at the door, and I opened the door, and a man asked if there was not a porter lived there? I answered yes, he asked if he would carry that load? his wife said, where was it? he left the load; I desired him to carry the load back into the yard, it was carried back into the yard so far, as that the child went into the yard after, that and see two or three pieces lay and brings it in, and said, mammy here is some bits of leather; the man asked the wife if the husband would carry it to Mr. Cox's, Chick-lane, the husband was not at home, the man who brought it begged it might be taken care of, as there was a great hole in the bottom of the bag.

NOT GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

329. WILLIAM GINGER was indicted for feloniously breaking and entering the dwelling house of Ann Harrison, no person being therein, about the hour of five in the afternoon of the 17th of February and feloniously stealing therein, three silk gowns, value 3l. a silk petticoat, value 1l. a cotton counterpane, value 1l. two diamond rings set in gold, value 3l. two silver table spoons, value 1l. a silver marrow spoon, value 5s. a silver tea spoon, value 1s. 6d. the goods of the said Ann Harrison.

Indicted in a second COUNT for burglariously breaking and entering the said dwelling house about the hour of

eight in the night, of the same day, and burglariously stealing the same goods.
(The case opened by Mr. Knowlly.)

MILCHA WILSON *sworn.*

I was staying with Mrs. Harris in Cross-street, Islington, as servant till I got a place, her house was robbed on Sunday night the 17th of February; my mistress went out some where either about twelve or one, she went to dine, she returned about nine o'clock, after notice of the house having been broke open.

Q Was there any body left in the house that day excepting yourself?—No, nobody; I left the house about half an hour after, about one, while I went to Church, and when I came home, I returned about five; I left the house safe; I locked the door, I left nobody in the house.

Q Was the rest of the house fast?—There was a garret window that any body might get in at; all the rest of the house was safe.

Q Was the garret window left open?—No.

Q Did you find the house safe when you returned at five o'clock in the afternoon?—To all appearance it was the same as when I left it.

Q Did you leave the house again after five o'clock?—I shut the window and made them fast as I thought; I made it fast then for the evening, and I left the house immediately; I think I double locked the street door, but I will not be positive, but I am sure it was locked; it is a spring lock; I cannot be positive whether I turned the key again.

Q When you left the house was it light or dark out of doors?—It was quite light; I had just come from Church; I returned home again about half past seven or eight o'clock; as soon as I opened the door there was a great deal of linen all laying in the passage, when I saw

saw the linen lay in the passage I was frightened, I stepped back again and pulled the door to back after me; there was no linen laying about the passage when I left the house for I had locked up that linen; seeing this I went to my mistress and informed her what I had seen; she was lower down at the end of the Cross-street, she sent the servant man of the house where she was at.

Q. Did you then return before your mistress saw the house?—I did; but I did not go in at the first, I stopped at the door till they searched the house; the servant man is not here, he is in Wales now.

Q. Did you see how the house was when you went in?—I observed the cellar door open, I thought the thieves might be in the cellar, therefore I desired the people to go in because I dare not go in.

Q. Tell us how you found the house when you did go in?—The chests of drawers had been broke open and the wardrobe; the wardrobe and the chests of drawers joined together.

Q. How lately before you returned and saw the drawers in this state, had you seen them before?—I had seen them before I went out the first time; it was safe and in a good state then; I locked them up and gave the keys to my mistress before she went out.

Q. Could you at all find how the persons had got into the house?—No, I could not.

Q. Did you examine the windows and doors, and so on?—Them that went in did.

Q. Did you make any observations yourself?—I could not at all in the least.

Q. No marks of violence about the house?—No, none at all.

Q. Do you know what was missing in the house?—Some particular things.

Q. Will you tell us what articles you missed?—A plated tea pot, two silver

spoons, a silver marrow spoon, a silver tea spoon, a counterpane, two diamond rings, a gown, and petticoat, which I had seen, and two gowns, which I had not seen.

ANN DOUDLE *sworn.*

I live in Church-street, No. 3, Illington, near Mrs. Harrison's, it is this side of the Church-yard, Mrs. Harrison's is the other side; I remember the Sunday when Mrs. Harrison's house was said to be robbed; I saw Mrs. Harrison's house the evening of that day; I saw three men come out of the house, this was about seven o'clock; it was moon light.

Q. Was there any lamps near Mrs. Harrison's house?—Yes, they were lighted at that time; they came out of the front door; I was about three yards from them when they came out.

Q. Was you able to see the faces of the men?—Yes, and one of the three I knew, the last who came out, I knew his name, I had seen him before a great many times.

Q. Did you know him well?—I remember seeing him about the street, and at Parr's Head, the publick house facing Mrs. Harrison's.

Q. Who is that man?—That man, the prisoner at the bar.

Q. Had you full opportunity of seeing his face?—I had; I am sure he is one of the three.

Q. What opportunity had you of seeing his face?—By the light of a lamp the lamp is at the corner of Mrs. Harrison's house.

Q. Do you mean that you saw him coming from the house or saw him come out?—I saw him come out of the street door.

Q. Have you any doubt at all that he is one of the three?—I know he is one of the three.

Court. Were either of these three men stopped, or did you give any alarm?—No.

Q. How

Q How soon did the servant maid come home after you saw these men come out?—I don't know; I did not see her come home.

Q When they came out did they shut the door after them?—Yes, this man pulled the door after him; I thought he put his finger into the key hole and pulled it that way, but I cannot be certain of that.

Q When did you give any account of this matter?—A servant girl who had lived at Mrs. Harrison's before, came over to me; I had told my mistress, and my mistress told that girl, and Mrs. Harrison came over to me the next day about eleven in the morning, and she asked me if I knew any of them that had done it?—I told her I did; I did not mention his name to her then, but I did before I went to Hatton-garden the next day.

Q Have you any doubt at all that he is the person?—I know he is the man that I saw come last out, I have no doubt whatever.

Prisoner. I would wish to know what she saw me in?—A frock brown coat, I think he had a dark brown coat, a darker than the one he has on now.

Q What hat had the man on?—A round hat, I was coming across the way, but if I had not known him before I could not have sworn to him.

ANN HARRISON *sworn.*

I am a widow; in consequence of information I received from my servant, I repaired to my house about nine, but I did not dare to go in till some gentlemen went in first; and then I durst not stay all night, I went in and looked at my wardrobe and saw the things turned topsy turvy; I missed a good many things, I left my things safe in the morning after I had dressed for church, the maid locked the

drawers and gave me the key; I lost all the things in the indictments I valued them rather under their value.

Prisoner. I know nothing of the business, no more than a child unborn.

FRANCIS AUSTIN *sworn.*

I am a master shoem-aker; he worked for me between four and five years, he had left me about a month, when he was taken up I never knew any thing dishonest by him.

HENRY HARVEY *sworn.*

I live in Crown-street, the bottom of Oxford-road, I have known him two years last Christmas, I never knew any thing of him but a good character since I knew him.

ROGER UXTON *sworn.*

I am a tanner, I knew him about five years ago, he lodged at my house he bore an extreme good character; I never heard man, woman or child, speak against him.

JOHN GIBBS *sworn.*

I am a shoe-maker, in St. Ann's Street, Battlebridge, the prisoner worked for me at the time, he was taken up; he went to Islington as soon as he heard of the charge against him; this was Wednesday morning after the robbery was committed, for he thought the accusation was false; because the Monday night after the robbery was committed he was at the public house opposite the robbery, and he heard nothing about it then; we went to the public house exactly opposite the head of old Parr; he went then over to Mrs. Harrison, but he called on Mr. Austin first, and he went with him, he surrendered himself to Mr. Austin that same evening; he is the constable of Islington parish.

Court

Court to Austin. Did the prisoner surrender to you as the other has said?— I met with him at the public house, and told him what I had heard, and he said he thought it was my spite because he left me, I told him he must go over with me to Mrs. Harrison's, and after that I met him at the public house along with his master, and he said he would go before a justice, for he would rather go than not, and I took him down the same evening to justice Blamire's, this was the Wednesday after the Sunday, that the robbery was committed.

Q. Did you challenge him first?— I did, I saw him at Parr's head, he sent for me over, and told me he wanted to speak about this robbery and he wished to go over to Mrs. Harrison's, and I went over with him to Mrs. Harrison's; the prisoner said to her that he was sorry that she should have any suspicion of him, Mrs. Harrison said she did not suspect him nor any body else in particular; then he went back again to the Parr's head, the servant was there at Mrs. Harrison's, Mrs. Harrison's servant not Ann Doudle.

ELIZABETH STONE *sworn.*

Are you any relation of the prisoner?— No, I was along with Ann Doudle at the time she said she saw Ginger; my grandmother is a midwife, and I was going to chapel to fetch my grandmother, I met this young woman Ann Doudle, and we came across the road almost facing Mrs. Harrison's door, and we came down the church yard; Mrs. Harrison told me if I did not say that I saw Ginger, I should be the first that was hung; Mrs. Harrison sent for me to her own house, I cannot tell what night it was, it was the night after she came from Hatton Wall.

Q. How came Mrs. Harrison to know you knew any thing about this?— I cannot tell.

Q. Did you appear before the justice?— Once I did.

Q. Did Mrs. Harrison send for you before you appeared before the justice or after?— Before.

Q. You had never spoken of this matter to any body?— I had not except to my mistress, Hannah Broadway, a laundress.

Q. Did the other young woman take any notice to you that she saw any body come out of the house?— I never saw any body pass but an old gentlewoman, after this.

Court to Doudle. Had you any body in company with you after that?— I was in company with her, but it was after that I saw the man.

Q. How long might you have left her before you saw these men at the door?— About half an hour; I went with a letter for my mistress Mrs. Smith, to Mrs. Ormes No. 3, on the Terrace; the first time the lady was not at home, I went home and went out again to know if she was come home; and it was then that I saw the door open.

Q. Did you know the prisoner's name?— Yes.

Q. You had seen him often at the public house?— Yes.

Q. How came you not to tell Mrs. Harrison the name?— I don't know, I was asked his name; Mrs. Harrison came and asked me if I knew the man; I said yes.

Q. How came you to tell it at the magistrates?— They asked me.

Prisoner. I wish to know whether she knew any body else of the three that came out of the house.

Court to Mrs. Harrison. There is a young woman of the name of Stone that has sworn to a conversation with you; that you told her she must swear to the prisoner?— On my oath I never said so to her, I never was in her company but I

Q may

may have seen her; I saw her at the justice's in Hatton Garden but they would not hear her speak.

Court to Stone. Where was it you had this conversation with Mrs. Harrison?—At her own house, she sent for me.

Court to Mrs. Harrison. Did you ever send for this young woman to your house?—I never sent for her, nor did I know there was such a person.

Q. Was she ever in your house having such a conversation as she has deposed?—No, I will take my oath that conversation did not pass.

Q. As to that other young woman Doudle, when was it she told you who it was robbed you?—Tuesday, I believe, I went to her, Sunday evening she said she saw three men come out of the house, and the last was a black hair man that she knew very well, and who worked with a shoe-maker at Islington, he had a brown coat on; I don't know whether she said so much at the first, but she said she knew the man and my young son charged Austin to take him up to Hatton Garden.

Court to Stone. How long have you known the prisoner?—I have not known him long, only by seeing him at the public house; I have seen him once, I don't know how many times I have seen him.

Q. How came the prisoner to bring you here to day?—I do not know I am sure.

Q. Was you any acquaintance with him?—Not at all.

Q. Did he ever come to your house?—No, never, he might know my father and might know where I live.

Q. How happens it that he sent for you to day?—I cannot tell.

Q. When did he first send for you to be a witness; had you a subpoena?—No, Mr. Austin came for me.

Q. Why did Mr. Austin come to you?—No further than I was at the justice's.

Q. How came you before the justice?—Because Mary Doudle said I was with her.

Q. How came you before the magistrate?—Mr. Austin came for me.

Court to Austin. Was that Stone before the magistrate?—Yes.

Q. Was she any acquaintance of the prisoner's?—Not that I know of.

Q. How came she before the magistrate?—I fetched her, because I met with her mother on Sunday evening and on what the mother told me I thought it was proper she should go before the justice as well as the other.

Jury to Milcha Wilson. Did you see the young woman Stone at Mrs. Harrison's?—I did, on Friday night I think after the robbery was committed.

Q. Was that before or after they had been before the magistrate?—It was after they had been once.

Q. Do you know how she came there?—There was a little girl brought her to our house, I believe my mistress sent for her.

Q. Do you know what passed when she came?—My mistress told her that she was informed that she was with the girl when she saw these men come out of the house, and my mistress said she only desired her to speak the truth and nothing but the truth; and if she saw the man come out she desired her to speak it, if not she did not desire her to speak it; and the girl was very impudent, and I don't think my mistress recollected what she was about, she was confused and very angry.

Q. Did she ever tell her in pointed terms what Stone said she said?—No, she did not; she told her them that took a false oath deserved to be hanged.

Prisoner.

Prisoner. I have no other to call but my landlord, and he could not come because his wife is ill.

Gbs. I called on this landlord and his wife's mother is dead, and his wife is gone into the country and he has nobody to mind his house.

GUILTY.

Of stealing, but not of the burglary.

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

330. JOHN RHODES was indicted for stealing, 1000 sheets of paper printed, value 50s. 350 sheets of royal paper printed, value 50s. 150 sheets of other paper printed, value 30s. the goods of James Wilkinson.

Indicted in a second COUNT for stealing the same goods, laying it to be the property of Andrew Strahan and William Woodfall.

Indicted in a third COUNT laying it to be the property of Charles Dilly and others.

(The indictment opened by Mr. — and the case opened by Mr. Knowlys.)

THOMAS BENNET *sworn.*

I am warehousman to James Wilkinson; I missed a quantity of paper about the 7th of March, between eight and nine o'clock; he was printing the Attorney's Pocket Book, Gilbert's Law of Evidence by Capel Loft; and P. Williams's Reports; Mr. Wilkinson's apprentice, William Sherwood, went down in the night of the 7th between eight and nine o'clock, with a light in his hand, and he put it down just by the side of the streetdoor, and he discovered some paper behind it;

365 sheets of the Attorney's Pocket Book; he called me down and shewed me the paper behind the door, I found it there standing up behind the door in a state of concealment; the paper ought to have been in a warehouse, up one pair of stairs; we put out our candle and stood by to see if any body came to take it away; the prisoner at the bar an hour after that came, but he went away again; he was an errand boy to Mr. Wilkinson, he had been employed about six weeks; we at last took the paper up stairs into the warehouse, we could do no more in it it was so late; we looked and saw that quantity was gone from the impression, the impression was 1500; we missed about 1100 sheets of the Attorney's Pocket Book, we missed nothing else at that time; we had a suspicion at that time, and I attacked him with it in the morning; we took the boy up to Bow-street and he was discharged; then we went in pursuit of the paper, at the different shops in the neighbourhood; the next day we went to Mr. Edwards's shop, a cheesemonger, in the afternoon, the 8th of March, I went first by myself, and I found on his shelf, behind the counter, 500 sheets of royal paper printed off, P. Williams's Reports, and Capel Loft's Law of Evidence; the Pocket Book was printed in demy, there was 1100 sheets of that in the same shop, I took it away and brought it to my master's shop; it has been in my custody ever since, it is in a clean state. I went afterwards to Mr. Edwards's shop and took the boy with me, about ten minutes after; the boy lives the next door or the next door but one, Edwards came out of the back parlour when the boy came into the shop, he said that is the boy I bought the paper of, the boy did not say any thing, but cried, he did not deny it.

Court. Are you liable to make good these sheets if they are lost?—My employer is.

JAMES

JAMES WILKINSON *sworn.*

I live in Clare-street, Clare-market. I am in the employment of Messrs. Andrew Strahan and William Woodfall; they were at this time printing the Attorney's Pocket Book, Gilbert's Law of Evidence, edited by Capel Loft, and P. Williams's Reports; I live in the house of which the warehouse is apart; I have lived there this twenty-five years. It is the custom of the trade for those persons who are interested in a work to send in their own paper for the law printers to print.

Q. Had that been the case with respect to the things in charge?—It had.

Q. If that paper is lost Messrs. Strahan and Woodfall are answerable for it?—They are answerable both for paper and print. In consequence of some information I had from Bennet, I took the boy to the public office in Bow-street; after that he was discharged in the morning, the boy went home, and came back again, and the warehouseman found other things were missing, besides the Attorney's Pocket Book; we missed some of P. Williams's Reports, we did not know any of Loft's Law of Evidence were missing, till we found it in Edwards's shop, and then we went and looked, and found that just that quantity was missing.

Q. Did you afterwards find that the quantity you discovered at Edwards's shop exactly made up the quantity missing?—No, some of P. Williams's Reports are still missing; but Gilbert's Law of Evidence exactly made up what was missing. I took the boy in consequence of that transaction to Edwards's shop, and Bennet went with me; I told him it was my property, and asked Mr. Edwards how he came by it? he said, he bought it of that boy; I asked him what he gave a pound for it?

Q. Did the lad deny that assertion of Edwards's?—No, not in the least, the boy began to cry very bitterly, and was

very sorry for what he had done; I asked him what could induce him? he said, he wanted to lay by a little money for the Easter holidays.

Q. Did he at any time even subsequent to that deny that he was the boy that brought it and sold it afterwards?—Never, I took the lad again to Bow-street, at six o'clock that same evening.

Q. Do you know whether his examination was taken in writing or not?—They took some writing of the boy's declaration.

Q. Had you said any thing to the boy giving him hopes of favour, if he made such a declaration?—No, except in the morning the warehouseman did.

Q. Did you see the boy sign that declaration?—He was brought forward to the table but the Court was so full I cannot say that he did.

Prisoner. Mr. Wilkinson told me if I would confess, they would not hurt me; if not they would send me to Bridewell.

Court to Wilkinson. What became of the paper that was at Edwards's shop?—It was taken away; it was work that has never been in trade and could not by any means get from the warehouse, except from our shop.

JAMES CRESWICK *sworn.*

I am a lodger at Mr. Edwards's the cheesemonger; I remember seeing a boy come into Mr. Edwards's shop, but I cannot swear that is the lad.

Q. You was examined before the magistrate?—I was.

Q. Did not you swear to him then?—No, I said I had no reason to doubt.

Richard Gibbs and John Simmons were called on their recognizances and did not appear.

GUILTY. (Aged 12.)

Fined 1s.

Tried by the first Middlesex Jury before Mr. RECORDER.

The third part will be published in a few days.

THE WHOLE
P R O C E E D I N G S

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 10th of *April*, 1793, and the following Days;

Being the FOURTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And published by Authority.

N U M B E R IV. P A R T III.

L O N D O N:

Printed and published by HENRY FENWICK, No. 63, *Snow Hill*.

[PRICE ONE SHILLING and FOUR-PENCE.]

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

331. JOHN GREEN was indicted for stealing, on the 1st of April, a silver watch, value 5l. a leather watch chain, value 1d. a brass watch key, value 1d. the goods of Patrick Lyon, privately from his person.

(The case opened by Mr. ———.)

PATRICK LYON *sworn*.

I was robbed of my watch the 1st of April 1791, I saw it again on the 6th of March last 1793; I saw it at the Fountain in Shire-lane, Mr. Rymer had it in possession then; he said he bought it of one John Green, and gave four guineas for it; I swear that is my watch.

Mr. Knowlys. Are you sure you was sober enough to know at the time whether you lost it or whether it was picked out of your pocket?—I lost it.

Court. Did you feel it go out of your pocket?—No, I did not.

JOHN RYMER *sworn*.

This watch I had of Mr. Green about three weeks before Christmas; he gave it me to dispose of in a public manner, I advanced a trifle on it, ten and six pence, and six and six pence; after I had it in my possession about a couple of months I told him I could not sell it, if he would give up the money I had let him have, I would give him the watch; but he said it did not suit him to pay it, so I paid him four guineas for it.

Mr. Knowlys. I believe the prisoner gave you this watch, that you might exhibit it in a public raffle?—He did.

Q. You was to shew it to every body who might wish to see it?—I was.

Q. Is there a man who bears a better character than Green?—I never heard any body give him a bad one.

Not GUILTY.

*Tried by the first Middlesex Jury before
Lord KENYON.*

332. JAMES LAVENDER was indicted, for that he on the 22d of March, on Mary Lewis spinster, violently and feloniously did make an assault; and her, the said Ann, against her will feloniously did ravish and carnally know.

GUILTY. Death. (Aged 28.)

*Tried by the first Middlesex Jury before
Lord KENYON.*

333. JOHN PRICE and ELIZABETH COPE were indicted for feloniously making an assault on the King's Highway, on Samuel Milson on the 19th of February, and putting him in fear, and feloniously taking from his person and against his will, three guineas and ten shillings, in monies numbered; the monies of the said Samuel Milson.

SAMUEL MILSON *sworn.*

I saw the two prisoners about eight o'clock in the evening, on the 19th of February, I had some business to do at Artillery-lane; I came to my own house about seven o'clock, and went to Artillery-lane, I had three guineas and nine shillings in my pocket to pay people in Artillery-lane; from there I went to Petticoat-lane, about four or five doors up the lane, I had occasion to make water at the end of a passage, and I saw the woman come out of the door before me, about five or six yards; she came out of a house and came up to me; I rather stood against the wall, just at the entrance into the court by the street side, she came up to me and laid hold of me; I said woman go about your business, at that instant of time comes up Price the man, he came and pinned my arms directly, and laid hold of my throat and knocked me against the wall several times, and made use of very bad ex-

pressions, and asked me what business I had with his wife? I told him I had nothing at all to do with his wife? I felt their hands about my fob, pulling my fob open; I had not power to call I was so frightened. they held me I suppose for the course of a minute and a half, they pulled me about very much, and tore my breeches open, and took three guineas and nine shillings out of my fob; in the scuffle I saw a man stand at some distance, who it was I cannot say; he called out come along Price, in the instant they all went away; I was so terrified I had no power to speak, nor to follow them, some people came past and I said be so kind as to go up this court; this woman came out of this court; I have been robbed by one or two men, some went up the court with me and we went into the house, we asked what woman came out of that house, out of which I saw the woman come? several people answered, that there was nobody went out of that house but Bet Cope; I told them I had been robbed by that woman and I should be glad to know whereabouts I could find her; they seemed to make a laugh and joke of me, and I went away; I went immediately up Petticoat-lane and I heard of a constable, I applied to him, he was not at home, I left word where I lived, No. 93, East Smithfield; accordingly the next morning the constable came down to my house where I live, and him and Mr. Dawson went and took the two prisoners; Mr. Dawson and I was at the justice's and laid the information against them, we did not take the man till the Saturday following; we took the woman up the Tuesday following in the evening.

2. What day of the week was this 19th of February?—Tuesday, we took the man up the Saturday following, and the woman the Tuesday following, that day week; we had been at several places

R about

about Tooley-street every day, just at the edge of Tooley-street on the foot of the bridge on Saturday, I saw the man and knew him directly, I said there is the man that robbed me; and they took him, I knew him before; I had been frequently in Petticoat-lane, for I lived some years before in Wentworth-street myself.

Prisoner Price. Did not you ask the woman where one Mr. Linnen was?—No.

MOSES FONSECUS sworn.

On the 19th of February, Mr. Milson the prosecutor called at my house, and I went the next morning to his house.

Prisoner Price. I lived over the water for this four or five months, and I have not been in Petticoat-lane for this four or five months.

Prisoner Cope. What that man swears is false as God Almighty is true, I never robbed a person on the face of God's earth, and I can bring people to prove it.

Court to Fonseca. What description did the prosecutor give you of the man?—A tallish man pitted with the small pox with a scar on his cheek.

John Price, GUILTY. **Death.**

Elizabeth Cope, GUILTY. **Death.**

Tried by the first Middlesex Jury before
Lord KENYON.

334. WILLIAM TURNBULL and THOMAS MAITLAND were indicted for burglariously breaking and entering the dwelling house of James Borton and James Houghton, about the hour of eight in the night of the 18th of January, and burglariously stealing therein three pair of silk hose, value 14s. a dimity waistcoat, value 2s. a muslin half

handkerchief, value 2s. and a linen handkerchief, value 2s. the goods of the said James Borton. Two cotton waistcoats, value 12s. a half handkerchief, value 2s. a pair of silk hose, value 10s. a metal watch case, value 1s. a yard of baize woollen cloth, value 6d. a pair of silver shoe buckles, value 11s. six linen shirts, value 11. 10s. a gold ring, value 10s. the goods of James Houghton.

Indicted in a second COUNT with the same burglary only alledging it to be the house of James Borton only.

JAMES BORTON sworn.

I live now in Southampton-street; I did live in Clement's Inn, on the 18th of January last; I have a partner, Mr. Houghton, we occupied the chambers jointly; on this day about six in the evening I left them with Mr. Houghton; when I went out we fastened the door; about half after seven the laundress came to the office which I was at in Cary-street, to inform me that the chambers had been broke open; accordingly I went home and I see two trunks taken from the bed room and drawn into the sitting room, with the locks forced open; there were a great number of articles stolen at that time, some my property and some Mr. Houghton's property, according to the indictment; the suspicions rested on the prisoners at the bar, from having made application to Bow-street, and proper steps were taken to find out the offenders. The officer is here who took them. (The things produced and deposed to.)

JOHN DELAFONTAINE sworn.

I am an officer of Bow-street; on account of these gentlemen giving information at the office I went in search of Somerville, Turnbull, and Maitland, from some suspicion of them; first I had information of a box being lodged belonging

longing to Turnbull, at one Mr. Cook's, I went after the box first, I did not know it was Turnbull's at that time, I went to Mr. Cook's house, a furrier, in Castle-street; this Turnbull had a sweetheart that lived servant to Mr. Cook; I went there, I saw the box, and it was delivered up to me; after I had opened the box, I found there were several things apparently that were described at the office, belonging to the different gentlemen; on that account I took the box down to the office and sent for all the gentlemen, and then I took up the prisoners; I took Turnbull at the World's End, just by Tunbridge Wells within four or five or six miles of it; Turnbull is the same that was tried the other day, Maitland has not been tried; Maitland I took at the Three Jolly Butchers, in Newport-market the 24th of February, Sunday morning, after I had taken Maitland, who was in bed, he requested to come down to Covent-garden watch-house; I told him I could not take him there for Somerville was there; in going and searching of some pawnbrokers I found this ring, Turnbull acknowledged the trunk to be his.

Q. Did you shew it him?—No.

Q. Did you find any duplicates about Maitland?—No.

ALEXANDER LEE *sworn*.

On the 2d of February this gold ring was pledged with me, in the name of James Samuel, I believe by the prisoner Maitland, I am not positive, I cannot swear positively; it was pledged for 10s.

Both not GUILTY.

*Tried by the first Middlesex Jury before
Lord KENYON.*

335. ISAAC ISAACS was indicted for burglariously breaking and entering

the dwelling house of John Scatcherd, about the hour of eight in the night of the 5th of April, and burglariously stealing therein, two pair of plated candlesticks, value 5s. a plated coffee urn, value 4s. three cloth coats, value 3l. a pair of leather breeches, value 10s. a pair of silk breeches, value 3s. a silk waistcoat, value 2s. a kersemer waistcoat, value 2s. a linen bed gown, value 1s. a cotton bed gown, value 1s. a pair of flannel drawers, value 2d. a piece of woollen cloth, value 2s. three cotton shirts, value 1s. 6d. a silk cravat, value 6d. a leather pocket book, value 2d. the goods and chattels of the said John Scatcherd.

Indicted in a second COUNT for that he being in the said dwelling house feloniously did steal the same goods and afterwards about the hour of nine of the same night of the same day burglariously did break to get out of the same.

MARY BUSHNELL *sworn*.

I am servant to Mr. Scatcherd, he lives in Ayliffe-street, Goodman's-fields. Last Friday the 5th of April, about twenty minutes after eight o'clock, somebody came and knocked at the door, I directly came up to the door; the person asked if my mistress was at home? I said, no; he said, I am captain Dawson; I opened the door immediately; the prisoner came in first, and then a little man came in after and snatched the candle out of my hand and knocked me down; there were three in all; I did not see the other till I recovered myself and got into the counting house, and they were all three breaking the desk open; then I said, for God's sake gentlemen don't do that; then that little one that knocked me down, again knocked me down, and then the prisoner at the bar held his hand to my mouth the whole time, and fastened me against the parlour door in the counting house; they kept me in that position very near half an hour;

for God's sake I said don't murder me ; and they said they would if I did not hold my tongue, the little one came down stairs three or four times, but the third I did not see after he went up stairs, I should know him again if I was to see him near enough.

Court. See if you can find out the man and touch him.

She went to a man standing in the Court, not the prisoner, and touched him, and said I am sure that must be the man.

Not GUILTY.

*Tried by the first Middlesex Jury before
Lord KENYON.*

336. BARNES MURPHY was indicted for feloniously making an assault on Sarah Jones, on the 3d of March, and putting her in fear, and feloniously taking from her person and against her will a cotton shawl, value 8d. an half crown and one shilling in money, her property.

Sarah Jones was called on her recognition.

Not GUILTY.

*Tried by the first Middlesex Jury before
Lord KENYON.*

337. HENRY NASH was indicted for burglariously breaking and entering the dwelling house of Francis Charles Phillips ; about the hour of seven in the night of the 24th of February, with an intent burglariously to steal his goods.

FRANCIS CHARLES PHILLIPS

sworn.

I live at No. 1, John-street, Berkley-square. On Sunday the 24th of Fe-

bruary, about seven o'clock in the evening ; I heard the cry of stop thief in the street, and immediately I heard my own hall street door shutting, I was in the parlour ; I immediately ran to a dressing room where I had been writing letters just before dinner ; and a young woman and her brother knocked at the door, and said that a thief had made his escape out of my house ; on going into the dressing room I observed that one of the windows had been opened, the sash thrown up ; I had been writing some letters, and I left it shut when I went to dinner, perhaps half an hour before my bureau was open and my unfinished letters were on the table ; I was a good deal alarmed for the fate of what was in the bureau, I ran immediately and found nothing had been taken out of the bureau ; a pursuit had been made in consequence of this young woman and her brother seeing a man run out of the house, and this man that now stands at the bar was brought a prisoner to my house.

Mr. Knapp. Mr. Phillips what are you?—I am steward to the Prince of Wales.

Q. You had been about half an hour before in this room?—I had, then I went to dinner.

Q. I take it for granted your servants took care of your house?—Most undoubtedly.

Q. It was quite dark?—It was so late as seven o'clock in the evening.

Q. The prisoner was not searched at all?—No.

THOMAS DEIGHTON *sworn.*

I was in Queen street, Cousin-street. On this 24th of February, I did not see any thing, some time after I heard the cry of stop thief, it was night about seven o'clock, I heard the cry of stop thief ; this young man, John Hewitt said here he comes, we heard somebody coming, the prisoner

soner at the bar was running very fast, we both tried to stop him, and laid hold of his coat, but he slipped it; he ran down across into Cousin-street, we made several catches at him, but he slipped us, he escaped a little way, in that instant he turned round and blasted our bloody eyes, if he would not blow our brains out if we attempted to stop him, he got from us a little way in Chapel-street; at last we took him, when we stopp'd him he begged and prayed of us to let him go, that it was only for a bastard child; when he found we would not let him go he began fighting, and cut me down the face with some instrument, which I suppose was the knife, which I have got now in my pocket; this knife was found in the scummage, it was found on the ground in the street near where the scummage was, I don't know who picked it up; he got from there into Hertford-street, where we took him the second time, this man did who stands here.

Prisoner. Pray sir did you shew these cuts the first hearing?—Yes, I did.

THOMAS WHITE *sworn.*

I was passing by this house on the 24th of February, Sunday evening, in John-street, and I saw this window up, and as we came to the window my sister said she saw a man in the room, and I said if you knew any of the family you had better inform them; with that I went to the street door, and the person came out as close to me as could be, and pulled the door after him; as soon as ever he got past me he set running as fast as ever he could, I observed two men before him, and I called out stop thief, and pursued him into Queen-street, and when I got into Queen-street I was crossed by two men, and I sprained my ankle, and I saw him run down across the street on the left hand side.

Court to Deighton. Where did you first see him?—In Queen-street.

Mr. Knapp. The man ran from you as he came out of the house?—He did.

Q. And who that man was you don't know?—I do not.

ELIZABETH KIRTON *sworn.*

I am sister to Thomas White.

Q. Did you make any observation on Mr. Phillips's house?—I told my brother the window was open, and I discovered a man standing at a little distance from the window; the words that I made use of were, that there was a man standing there, and I thought it proper to knock at the door; my brother asked me if I knew any part of the family, I had no knowledge of any part of the family, my brother attempted to go up to the door, and the door opened at the time, a man came out and pulled the door after him by the knocker of the door; I cannot tell the person of the man, my fright was so great; the man ran down John-street into Charles-street, I did not pursue with my brother, my brother cried stop thief, and I expressed the same words, and returned to Mr. Phillips's door and knocked.

JOHN HEWITT *sworn.*

I was with Deighton; I was one that pursued when he got away; Deighton and I followed him into Hertford-street and took him, he attempted several times to run something into me after I took him, which I suppose was the knife, which was found in the scummage.

JOHN DELAFONTAINE *sworn.*

I was coming by John-street, and Mr. Phillips was standing at the door with a number of other people, he told me he had a very narrow escape of having his house robbed.

Prisoner.

Prison r. I was coming from Chelsea on Sunday night, I could not come Hyde Park way, so I came by this place, there was a mob and I found they had somebody that they said was a thief; immediately they began striking one another, and I had one of the blows, and I struck them that struck me, and I ran off for fear of worse usage, and ran up Hertford-street.

The prisoner called two witnesses who gave him a good character.

Not GUILTY.

*Tried by the first Middlesex Jury before
Lord KENYON.*

338. WILLIAM DEER was indicted for stealing, on the 10th of April, five pounds weight of wax candles, value 8s. the goods of Robert Gottling.

(The case opened by Mr. Steel.

BENJAMIN SHUTE *sworn.*

I purchased some pieces of wax candles, I believe of the prisoner; I was not in the shop at the time, my servant was there.

MARY LEEKE *sworn.*

I purchased some pieces of wax candles of the prisoner at the bar about a fortnight ago; my master's house is the corner of Little Queen-street, Holborn; I was at Bow-street when the prisoner was examined there.

Q. Do you know whether what he said was taken in writing?—I cannot tell you that.

Court to Shute. Was you present at Bow-street?—I was.

Q. Can you tell whether what the boy said was taken down in writing?—I think not.

Not GUILTY.

*Tried by the first Middlesex Jury before
Lord KENYON.*

332. WILLIAM BROWN otherwise SMITH and JOHN LISCOE were indicted for stealing, on the 15th of March, three pair of leather shoes, value 4s. the goods of Thomas Evans.

THOMAS EVANS *sworn.*

I am a shoe-maker; I live at No. 23, Whitechapel-road. The 15th of March, the last month, I lost three pair of shoes, all leather, they were in the shop window, on the shelf in the open window. I did not see the shoes taken.

sworn.

I am a broker and appraiser; it was this day four weeks I saw these two Chaps leaning about on the window; I was going pass and I returned back, and I saw they were standing at the window working with a knife; I thought they were after no good; the little one, John Liscoe had this knife in his hand; I returned and caught hold of him, and he had the knife then closing and putting it in his left hand pocket; William Smith he was going up Whitechapel, and I was going down Whitechapel, and I called to Mr. Millbank a neighbour, who was going by, to stop that boy in the white coat; I took the knife from John Liscoe, and it was all over blood, and he had cut his hand either with the glass or the knife, I cannot tell which; it was a whole glass apparently to me, and they cut the putty off from the side of it, and worked it out. When I got to Mr. Evans's, the old lady and gentleman seemed to be flurried; says I, don't frighten yourself for I have got them.

MILLBANK *sworn.*

On the 15th of March I was called to by the last witness to stop the prisoner Brown; I stopped him, and I found

found these three pair of shoes on him. (Deposed to by Mr. Evans.)

Prisoner Brown. I have got neither father nor mother; I used to go out into the Brick-fields.

Prisoner Lifcoe. I have none but a father-in-law, he is a weaver, he will not take any heed of me.

William Brown. GUILTY. (Aged 15.)

John Lifcoe. GUILTY. (Aged 13.)

Privately whipped, and imprisoned one week.

Tried by the London Jury before

Mr. Baron THOMPSON.

340. MARY OAKLEY was indicted for stealing, on the 9th of March, three pints of brandy, value 3s. the goods of Jeremiah Sambrook.

JEREMIAH SAMBROOK *sworn.*

I am a brandy-merchant; the prisoner at the bar was a servant to me; about two o'clock, on the 9th of March, about two minutes after I had set down to dinner, she came up to me, and wanted the key to get some coals up for the use of the kitchen, I gave her leave to go and take them, she went and took the key; I thought I heard there were two keys instead of one; there was the key of the wine cellar hanging with the key of the coals; I had a suspicion and I got up, and saw the key of the wine vaults was taken away; then I went immediately to the top of the stairs which goes directly down to where the coals are; I could not see any light, I went immediately to the wine cellar, just as I was going to the wine vault door, I perceived a light; I took and I pulled the door, and I found her in the cellar, she was just then coming from the brandy, and this pitcher was quite full of brandy; I asked her what she had got there & says I, it is brandy you thief, what was you going to do with it? says she, I was going to bring it to you; says I, we never have our brandies and rums

brought up in mugs; so she came up stairs, and she downed on her knees, and begged my pardon.

Mr. Knapp. Your son's name is Jeremiah as well as your's?---It is.

Q. How soon afterwards did he come home?---In less than an hour.

Q. Where was this key of the wine cellar kept?---It was hanging up with the other on a nail in the shop.

Q. So that any body going into the shop might take the key and have access to the cellar?---Nobody, but myself and son went there.

Q. She might have got to the cellar, and got brandy for your son without your consent; Did you never hear that she got brandy for your son?---She said at Bow-street, that my son was accessory to her robbing me, and Justice Bond said, that that was worse than the robbery itself.

Court. How long had she lived with you?---Five weeks.

Q. Had she conducted herself fairly?---I cannot mention any thing, but what is in the indictment, or else I could say a great deal.

Q. Is she a married woman or a widow?---When she came to me, she said, she was a married woman, but I find it is no such thing; she had a child by a man she lived with.

GUILTY. (Aged 27.)

Imprisoned six months in the house of correction, and fined 1s.

Tried by the first Middlesex Jury before

Lord KENYON.

341. JOHN MACLANE was indicted for publishing a libel to which he pleaded

GUILTY.

Fined 10s. and found security for two years.

Tried before Mr. COMMON SERJEANT.

(222)
(550)
342. THOMAS CORFIELD, EDWARD DAVIS, NATHANIEL COOK, WILLIAM BRADBURN, and GEORGE TAYLOR were indicted for a conspiracy, to which they pleaded

GUILTY.

Fined 1s.

Tried before Mr. COMMON SERJEANT.

343. LAZARUS ISAACS was indicted for stealing, on the 22d of February, a pair of cotton stockings, value 4s. a pair of worsted stockings, value 2s. and two worsted stockings, value 6d. the goods of Albert Creaton.

Indicted in a SECOND COUNT laying it to be the property of Elizabeth, the wife of the said Albert Creaton.

ELEANOR ALBON *sworn*.

I am a servant to Mr. Creaton ; he is a haberdasher and hosier. On the 22d of February, Friday, between seven and eight o'clock, a boy came in for a half-pennyworth of thread, and Isaac Lazarus, the prisoner at the bar, followed him, and came and took some stockings from the counter, and I ran after him, and called out stop thief, and he was taken ; I lost sight of him, but he was taken a very few doors off ; I am sure that is the man.

PETER KERLE *sworn*.

I am a lighterman by trade. On Friday evening, about seven or eight o'clock, I was coming up Tower street, I heard the cry of stop thief, the prisoner came running down the street, and I stopped him, and just before I stopped him, I saw him drop something from under his pocket ; I saw a gentleman, Mr. Earle, picking part of them up, and a young boy picked the remainder up.

2. Are you sure that what Earle picked up was what dropped from the prisoner ?—I am, he attempted to get away from me, he dragged me seven or eight yards, but I held him pretty fast.

EDWARD EARLE *sworn*.

I am a wire-worker, in Tower-street ; I was standing opposite my own door, on Friday the 22d of February, within two doors of Mr. Creaton's ; between the hours of seven and eight Mr. Creaton's maid came out and said, this man had robbed the shop of some stockings ; one turned up the lane, and the other ran down Tower-street ; I saw him run, and he turned just by the church wall, and when I came down, he was stopped by Kerle, and returning back, I picked up one pair of stockings, and two odd ones ; I don't think there was any person passing in the street but him ; they must fall from him ; I saw Peter Devalle pick up a pair of stockings almost close to him.

CHARLES CHORLEY *sworn*.

I am a constable ; I produce the property ; I was sent for to take charge of the prisoner at Mr. Creaton's house ; I received the stockings at Mr. Creaton's house ; Peter Kerle gave me the stockings.

Kerle. They were the stockings I picked up. (Deposed to.)

Prisoner. I was walking along Tower-street, and they hallooed out stop thief, and I ran to see, and they caught hold of me ; I did not touch the stockings indeed.

GUILTY. (Aged 20.)

Transported for seven years.

Tried by the London Jury before

Mr. RECORDER.

344. MARY

344. MARY FRETTON was indicted for stealing, on the 2d of April, nine half yards of printed callico, value 11. the goods of William Fisher.

MARY EASON *sworn.*

I am servant to William Fisher, he is a linen draper, No. 2, Houndsditch. On the second of April this prisoner came into the shop of Mr. Fisher, about six o'clock, Mr. Wall the shopman and three ladies that he was serving were in the shop, there came another in with her and asked for a piece of grey linen, this prisoner asked for nothing, she went towards the window behind the customers and there I saw her stoop down and take up the printed cotton callico, she put it under her cloak, I let her go out of the shop and I told Mr. Wall, and he went and fetched her back into the shop; immediately she got into the shop she tossed it from under her cloak on the floor; Mr. Wall took it up; I am sure I saw her toss it from under her cloak on the floor; I am sure it is the same woman.

RICHARD WALL *sworn.*

I am shopman to Mr. Fisher, he lives in Houndsditch, No. 2. On the second of April Mary Eason called out to Mr. Wall, here is a woman gone out of the shop and taken something with her; I went with her to the door and she pointed to that woman, I went after her and brought her back, and as soon as she came into the shop she flung down the piece of print from her, I conducted her to the top of the shop and sent for Mr. Fisher; I saw her drop it from under her cloak; the officer has got the print; I gave it to Mr. Fisher and he gave it to the officer in my presence.

RICHARD TIPPER *sworn.*

I am the officer, I have the callico I received of the last witness; I have

had it in my possession ever since. (Produced and deposed to.)

Prisoner. I met a woman that I never saw in my life, and she asked me to drink share of a pint of twopenny, and she told me she was going to a shop to buy a bit for a cloak, and she fixed at a place in Houndsditch, and she went up and took the thing and put it into my apron, and told me to go out and she would meet me the corner of Bishopsgate-street to take it from me; I have no witness but God.

GUILTY. (Aged 46.)

Imprisoned six months in the House of Correction and fined 1s.

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT

345. JOHN MURRAY was indicted for stealing, on the 8th of March, six pounds weight of copper, value 4s. the goods of John Warner.

JOHN WARNER *sworn.*

I am a fonder, copper-smith and brazier; I live in Fleet-street; this man worked for me between four and five years as a porter and labourer. On the 8th of March at breakfast time one of my men brought me word, as I was sitting at breakfast; I am sure, says he, I have found out the thief, he said, that he had followed the prisoner from my house to Fleet-lane to an old iron shop, and he see him pull the copper out from under his apron.

THOMAS STUBBS *sworn.*

I am a workman of Mr. Warner's. On the 8th of March about breakfast time, nine o'clock, the time of our going out to breakfast, I followed this man into Wine Office-court, and seeing him turn

turn about and lean against the place I suspected him, and from there I followed him into Fleet-lane to an old iron shop, and there I saw him take this metal and put it into the scale; I went into the shop immediately and laid hold of him and metal, and brought him to my master; he wanted to get from me; it is ridges of copper work; I know it to be my master's property; it was cut from a tea kettle.

Prisoner. You said at first it was cut off from a candlestick feet?—I never said such a thing.

Prisoner. Before we came out to breakfast there were five men working together, as close as we could; there was a woman out of doors who begged me to sell it for her; so by her persuasion I went to sell it for her, when I was talking to the woman in Fleet-market I see Mr. Stubbs, but had no notion he was looking after me.

The prisoner called three witnesses who gave him a good character.

GUILTY.

Transported for seven years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

346. THOMAS CONNER and JOHN DONNIVALL were indicted for stealing, on the 19th of April, five hundred pounds weight of lead, value 2*l*. the goods of John Wilson.

Indicted in a second COUNT for stealing the same lead laying it to be the property of John Wetherall.

(The case opened by Mr. Knowlys.)

JOHN WILSON, *sworn.*

I am a carpenter and builder; I have undertaken to repair a house of Mr. Wetherall's in Bucklersbury; there was

a leaden cistern there; it was my property.

2. At the time was it affixed to the wall?—It was not; it had been taken off before I went on the premises; it was kept in the house on the back room one pair of stairs, which formerly had been made use of as a kitchen; I had some men at work there, Cook and Godsell, and several more; the two prisoners were employed about this house, one as bricklayer and the other as a bricklayer's labourer, Donnivall was the bricklayer, and Conner was the labourer to him; I went into the building on the 20th about eleven o'clock and was informed about this robbery; I made every enquiry I possibly could, first among my own men and amongst all the men; Mr. Donnivall told me he did not understand to be talked to in the way he had been by my carpenters, for they had told him that he must be one; I then went up stairs to see if I could find any part of the lead concealed; I came down again the second time and Mr. Donnivall said he would not stop in the building if he was to be talked to in that way by my carpenters; I said, Mr. Donnivall I shall certainly take you into custody as one; I saw the man was very much frightened indeed; I learned there had been two men seen the night before, I understood that from my own men, who mentioned it in the presence of the prisoner, that there were two men taken in custody the over night, in Mr. Reece's premises getting over the wall of our house; accordingly I desired the carpenter not to suffer the men to go, and I went to Mr. Reece's and got Mr. Reece's two men, Mr. Page and Burberry, and they came and they said they were sure of Donnivall, and they believed the other were the men they saw the over night; Mr. Donnivall said he could prove where he was between six and seven o'clock that evening; they charged him

with being in this situation about seven; Donnivall told me he was at a house in Fleet-market, and he could bring proof of that; Conner said likewise that he could bring proof where he was at seven o'clock, for his master's maid servant saw him at a publick house in Windmill street in the Haymarket; they both denied being the persons that were over the wall, and they were very sure that they were not the people.

Q. Was any of this lead found?—Yes, I saw it found after I had given the two prisoners in custody of an officer; he told me it would be unnecessary for us to attend because there was not a sitting alderman at that time, and he would let us know; accordingly Mr. Hollis and I went over every room in the building and searched in the cellar, at last Mr. Hollis taking up a shovel, there was a large portion of screened rubbish and a heap of mortar, he takes up the shovel and stuck it into the lead; I then went round and saw him dig a second time and I believe there was six or seven pieces we found in the mortar and screened rubbish.

Q. Was you able to determine whether that lead constituted any part of the cistern?—Clearly so, because we put it together and marched it, there was as much as weighed five hundred and a half and eleven pounds.

Q. Did you weigh it at the time?—Yes, instantly.

Q. Whereabouts is the value?—Five pounds; I think there was at least five hundred pounds weight of it gone besides.

Prisoners Counsel. You say the man instantly pointed at the two prisoners as those that got over the wall the night before?—They did.

Q. Did you suspect them to be dishonest before?—I don't wish to affect the prisoners any thing more than merely to do common justice.

Q. Had you any grounds for suspicion before?—Yes, by losing property at various times.

Q. Had you any reason to suspect Donnivall?—I will tell you candidly what my reason was, they never knew my time of coming into the buildings, and I have seen that man several times slipping of something behind some part of the premises.

Court. You had suspicion of these people from their conduct and your losing property?—I had.

CHARLES COOK *sworn.*

I was employed by Mr. Wilson in this house of Mr. Wetherall's; I was employed there the 19th of March; I know the two prisoners at the bar, the one was employed as a bricklayer, and the other as a labourer. On the 19th of March they were at work there in the one pair of stairs front room in taking rubbish out by a cart besides, out of the cellar; they left work as near as I can guess about ten minutes before six o'clock, the usual time is six o'clock, they made belief to go out, whether they went out or no I cannot tell; they went down the ladder and they got their coats on, the man put his coat on just before he went down the ladder; he generally does not work in his coat, it was Donnivall did that; as for the other I did not see whether the other went out or not, or whether he pretended going out or not; the door was on the spring lock; we heard the door go; when I left work I double locked the door; I left work at six o'clock, Godsell left the house at the same time with me, and the cistern was there when we left work, and it was gone when we went in the morning; I left it on the one pair of stairs back room.

Q. Do you know whether there were any workmen left in the house at the time you left it?—It was not my intention

intention to leave any of them in, it was my intention to see them all out; I returned the next morning and I found the door double locked.

Q. u. t. Were they sober when they left work?—Yes, both of them at that time.

Prisoners Counsel. There are other buildings repairing in Bucklersbury?—There are.

Q. There are platforms to the other houses?—There are.

Q. And they might come up from these platforms to this house?—It is possible to be sure.

Q. Do you know who are working at these other houses?—Yes, they all came out of the gate when we went off the yard.

JOHN GODSELL *sworn.*

I am a carpenter; I left work about five minutes past six; I left work with Cook and the rest of my shopmates; I know the two men at the bar they left work pretty near six o'clock; when Donnivall went down I looked at my watch, he was going to leave work twenty-four minutes before six o'clock; I then looked at my watch and told him, and he put his coat down and went to work again for about ten minutes, when he put his coat on and went down, and I heard the door go to; I did not see the labourer.

Q. When you left work did you suppose any body was in the house?—No, we did not.

Q. What became of the cistern when you left the house that evening?—The last thing I did I pulled my hat off my head and throwed it into the cistern, and my jacket and my basket of tools were in the cistern all day, it was in the kitchen floor up one pair of stairs back room; in the morning I see the cistern cut up and my tools lay just by in the basket, every thing right; I went down

below but I could not see any thing of it.

Prisoners Counsel. You say that when you returned in the morning you found your basket of tools and you saw the cistern cut up?—I missed it when I came up in the morning, was what I said.

Q. Were there any houses repairing in the neighbourhood?—Yes, there were two, and one has communication to this platform.

Q. Was you present when the two men came in to identify these people?—I was not.

WILLIAM PAGE *sworn.*

I am a servant to Mr. Reece, his back yard looks into this back yard of Mr. Wetherall's; about seven o'clock this evening two men were found in the yard I went in and saw them, I asked them how they came there? the further man, Connor, told me, says he, to tell you the truth I fell asleep, and the other man, Donnivall, gave the same account; I dare say they were with me in the yard near five minutes; I have not the least doubt but they are the men, I have no doubt of either of them.

Q. When did you see them again after this transaction?—Mr. Wilson desired me to look at them the next day, and I was very certain they are the two men I saw the preceeding evening.

Prisoners Counsel. When you went the next morning to see these men how were they dressed?—They were dressed the same as in the evening, Donnivall had on a drab coat.

Q. Did not you desire they should be dressed in their long clothes before you could identify them?—No such thing at all.

HENRY BURBERRY *sworn.*

I am servant to Mr. Reece. On the 19th of March the door bell rang, of course I went to answer the bell, there was a man followed

followed me down I asked him if he came from the counting house? he did not make me any reply, in short I let him out of the gateway, he went on the pavement, he did not give me a satisfactory answer I desired him to come back again, it was the man in the bluecoat at the bar, Donnivall, there was another within, in the yard, Connor, I went up to him and asked how he came there? and desired him to give an account of himself; he said, he was double locked in by the carpenters in the other court, and that in order to get out they took that convenience by which means they thought they could get out, the other man said but very little.

Q. Are you sure that these are the two men?— I do believe they are; I see them there afterwards in the building opposite, where they worked the next morning, the master carpenter and the master bricklayer came to me. I believe they are the two men that were in the yard the night before; I am pretty well positive.

Q. How long did they attend together that night?— Somewhere about ten minutes.

Prisoners Counsel. Did you go the next morning into Mr. Wilson's yard to identify these men?— I did.

Q. How where they dressed?— They had got their coats off.

Q. Did you desire that they should put on their coats before you could identify them?— The right hand man was desired to put on his coat and it was the same.

Q. Do you know what coloured clothes all the workmen wear?— No.

Q. Do you know any thing of the situation of the place where Mr. Wilson is working?— I do not.

Mr. Knowlys. You say from their faces you believe them to be the men, and when their dress was produced it likewise corresponded.

Prisoners Counsel to Wilson. If these people were in a mind to commit a robbery in this house might they not easier

get out at the door, that being only a spring lock, than by coming over this Wall? No, it was impossible to get out at the door because the spring lock was double locked.

Prisoner Donnivall. I am innocent.

Prisoner Connor. I am innocent.

Court to Burberry. What was the hour?— Rather after seven o'clock.

The prisoner Donnivall called eight witnesses, and Connor two who gave them good characters.

Thomas Connor, GUILTY.

John Donnivall, GUILTY.

Transported for seven years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

347. Joseph Hughbank was indicted for stealing, on the 31st of march, five yards of muslin, value 5s. ten yards of thread edging, value 2s. three pair of silk stockings, value 9s. one yard and a quarter of silk ribbon, value 5d. half a guinea and nine shillings in monies numbered, the goods, chattels, and monies of John Cave.

JOHN CAVE *sworn.*

I live at No. 273 Holborn; I am haberdasher and holer; the prisoner at the bar was a shop boy of mine. On the 31st of march I sent him to attend a lady in Queen-square with a variety of goods, and amongst other things a card of lace which I borrowed of a brother tradesman; he informed me when he returned that he sold goods to the lady to the value of 1l. 4s. and three yards of edging in part amongst other goods, of that which I had borrowed; I desired him to take this piece of blown edging to the gentleman whom I borrowed it of, informing him the quantity that they cut off; when he came back, he informed me that they mentioned there was three yards and a half gone of the lace; I asked him how that could

could be? his answer was that he did not shew the blow to the lady himself, but he sent it up stairs, and she cut it off herself; after that I desired him to return to the lady and tell her that he believed there was a mistake, as there were three yards and a half gone instead of the three yards which she paid for; he went out apparently as going to the lady, and returned bringing me 2s. 3d. for the half yard of the blow, saying, at the same time, that the lady was very sorry, and did not mean to hurt me; I was not satisfied with the account, and I went to the lady that evening, I received a note from the lady's maid that the bill came to 11. 12s. I then took the prisoner up stairs and told him I was sure that he had injured me, and insisted on knowing the contents of his box; on his opening his box I found a variety of different goods, my property, as stated in the indictment; immediately as I found these things on him I desired a servant maid to go down stairs and send a lad for a constable.

Q. Can you with absolute certainty speak to these goods?—There is my own private mark on the muslin, and the whole goods are in my line; the prisoner acknowledged before the constable they were my property.

Mr. Knowls. Have you any body interested in this business besides yourself?—No.

Q. I believe you had this young lad come to you from Mr. Cary's?—He did, I had a very good character with him.

Q. I believe he is the youngest of eleven children of parents in the country he has been very decently brought up?—He was, as I understand.

Court. Where did he come from?—Out of Yorkshire.

Q. How long had he lived with you?—One month; he is sixteen.

Mr. Knowls. Do you ever permit this custom that your servants do occasionally take goods out of your shop and account with you for the value of them?—I do not.

JOSEPH CHAMBERLAIN *sworn.*

I produce the property.

The prisoner called two witnesses to his character.

GUILTY. (Aged 17.)

Privately whipped.

Tried by the first Middlesex Jury before Lord KENYON.

348. WILLIAM ATKINS was indicted for stealing, on the 6th of April, a man's cloth great coat, value 20s. the goods of Edward Atkins.

JAMES CHILD *sworn.*

I am a coachman to Mr. Atkins; it is a great livery coat that was lost, I hung it up in the horstrey last Thursday week at ten o'clock at night, I missed it Friday evening about half after eight; I wanted the coat again and it was gone from the place where I left it; I found it again on Monday, with the prisoner at his mother's lodgings, the prisoner had it, but not on, he begged my pardon for it, he owned it was the coat that he took from the stable; he told me that he had had it on, that he took it off again to bring it back, he told me he was just going to bring it back; he was a coachman, his horses stood in the same stable as mine did.

Not GUILTY.

Tried by the first Middlesex Jury before Lord KENYON.

349. WILLIAM PRUDENCE was indicted for stealing, on the 9th of March, four quartern loaves of bread, value 2s. the goods of Michael Fendon.

MICHAEL FENDON *sworn.*

I am a baker; I lost four quartern loaves on Saturday, the 9th of March, between five and six o'clock; I lost them out of my basket, I pitched my basket in the street, and I went to serve a quartern loaf; and when I came back again four quartern loaves were out of my basket, and I turned myself about to look round for my bread, and while I turned myself about two gentlemen came and brought this man and bread along with them.

WILLIAM ISOP *sworn.*

I saw the prisoner take four quartern loaves out of Mr. Fendon's basket; I directly ran after him, and he made off into Wheeler-street. I ran after him and I spoke to a gentleman to run after him, and we apprehended him with the loaves on him; he gave an account at the office that he lived in Shoreditch, and the officers there knew him, and said that he had been taken up there that week before.

HENRY HOWELL *sworn.*

I am a butcher; I assisted in taking this man, I did not see him take the bread; I saw him go by my door with four quartern loaves, two under each arm; and I went after him.

Prisoner. Ask him if I was not coming along the same way as he was?—He was not.

The prisoner called one witness to his character.

GUILTY. (Aged 43.)

Imprisoned six months and publicly whipped.

Tried by the first Middlesex Jury before Lord KENYON.

350. JAMES DAVIS was indicted for stealing on the 2d of March, nine feet of leaden pipe, value 9s. belonging to Robert Risley, affixed to a certain building of his.

ROBERT RISLEY *sworn.*

I live in Curtain Road, Shoreditch; I lost nine feet of leaden pipe on Saturday night, on the same night the pigs were taken away, the pipe joins to the stable, joining to a cistern that stands in the yard fastened to the wall of the stable, it was to bring the water from the cistern to the yard; I never found it again, I knew the people that took the pigs away, I cannot say who took that away.

JOSHUA RALPH *sworn.*

On the 23d of February, Mrs. Risley sent for me, that there was a woman there that had come to give information, who had stole the pigs; I know nothing about the leaden pipe.

NOT GUILTY.

Tried by the first Middlesex Jury before Lord KENYON.

351. JAMES DAVIS was indicted for stealing, on the 23d of February, a live sucking pig, value 5s. the goods of Robert Risley.

Indicted for stealing, on the 26th of February, two live sucking pigs, value 20s. the goods of Robert Risley.

Indicted for stealing, on the 2d of March, three live sucking pigs, value 30s. the goods of Robert Risley.

ROBERT RISLEY *sworn.*

I lost five pigs in one week, all young pigs; some four months old, I lost them in February, we never found the pigs; we found the lad that took the pigs.

X

JOSHUA

JOSHUA RALPH *sworn.*

Mrs. Risley sent to me; and I went to apprehend two prisoners, that she thought had got the pigs, I took them by that, the prisoner is one, and the other was a brother in law of his; I did not find any pigs, he told me of another that was concerned with him; when I took him up I made him no promise; he told me that one Samuel Courtney was along with him, when he took the two pigs, he did not say how he came to take them, he used formerly to work in the gardens, Mr. Risley told me so then; I went in pursuit of Samuel Courtney that Sunday evening, but I could not find him; and the prisoner was taken to the justice and examined and committed.

Prisoner. He told me that if I said I did steal them, I should be sure to get off clear?— I did not, I made him no promise whatever.

GUILTY.

Privately whipped and imprisoned one month.

*Tried by the first Middlesex Jury before
Lord KENYON.*

352. **CHARLES EMERY** was indicted for making an assault on the King's Highway, on Robert Pilkington, on the 9th of March, putting him in fear and feloniously taking from his person and against his will, half a crown and five and six pence in monies numbered, the property of the said Robert Pilkington.

ROBERT PILKINGTON *sworn.*

I reside at Chelsea; I had been in the city, and I returned home in the Chelsea stage; the 9th of March, I believe it was Saturday evening, the stage was

stopped at the back of Chelsea College by a person on horse back; I only saw but one, I heard the language say down with your glass, your money sir; I put my hand into my pocket and gave him my money, with words to this effect, here is all I have; the half crown slipped down on the road, and I told him you have dropt the half crown; he afterwards went towards the heads of the horses, and returned again, and said your watch; says I, I have none; your pocket book says he, I never carry one says I; he afterwards insisted on my watch and pocket book, I told him I had none; I must say he never used any threatening language, or put me in any kind of bodily fear; for I was perfectly cool and collected as I am at this minute; there was a gentleman with me, but he was not robbed, it was soon after eight at night.

Q. Were you able to discern the features of the person who robbed you?— Certainly.

JOHN MASLIN *sworn.*

I am owner and driver of the Chelsea stage; I drove it on this 9th of March, in the evening; I was present when it was stopped, it was very dark, I could not discover the features who stopped the coach; I was the person who took the prisoner, he seemed to be very full of liquor, he was taken that night; he was apprehended near Chelsea church; he said when taken I acted like a man, use me like a man, that was all he said.

WILLIAM JONES *sworn.*

I was coming from Pimlico to Chelsea, on the 9th of March, on foot, I was stopped by a person who told me that the prisoner at the bar attempted to rob him.

Q. Did you see what happened to the stage coach and Mr. Pilkington?— No, nothing at all.

THOMAS

THOMAS DAVIS *sworn.*

I stood at mine own door, and the coachman and man came together at the same time, on the 9th of March, about half after eight o'clock; the coachman jumped from the box and caught the man round the arm; the coachman was John Maslin, and the man Charles Emery, the man at the bar, he says you have robbed this coach or this gentleman I will not be positive which, were the words; he called for assistance, and I caught him by the leg; I heard something drop to the ground, we secured him, and got his hand fast; I called for a light, and picked up a pistol loaded and cocked. I live about a quarter of a mile from the back of Chelsea College; the prisoner said it was distress that drove him to it.

Court to Maslin. How came you not to tell me this part of the story?—I was coming down King's Road, and I jumped off my box, I was setting down one passenger there, the person that robbed the coach went forward, and I got up to him, and I got off my box and I seized him.

Q. Have you any doubt of the person you seized?—I have a little doubt.

Q. How came you to jump off your coach?—I had a strong suspicion; if you put me to my oath, I have not the least doubt.

Court. How dare you to want to suppress this case in this manner; have you been with him in gaol?—No, I have never seen him till this present time.

Q. Was you present when the pistol was found?—Yes.

Prisoner. I think it is a great piece of prevarication, as to the first instance of my being taken, I was taken at a distance off almost a quarter of a mile; no property found, the prosecutor said it was so dark he could not rightly tell a man from a woman; in my commitment it

is eight shillings that he lost, now he swears to an half crown piece; and now the coachman first swears to one evidence and afterwards to another; I was taken to the watch-house, and then this man comes up and says that is the man, before that one of the evidence that is come against me says, that he was asked to stop by another; the man then looks at me a second time, why was not that other man as likely to drop the pistol as me.

Court to Pilkington. Was there any body else apprehended on this charge?—Not that I know of.

Jones. I was partly examined; I can tell more, it is as much for the prisoner, as it is against him, alluding to what he has said, there was a person of the name of Hoggs who said the prisoner attempted to rob him on the side of Battle-bridge, so as the prisoner at the bar came by, he said that is the man; and I said let me have your horse and I will follow him, let him go where he will; Mr. Pilkington was present when he was searched.

The prisoner called two witnesses to his character.

NOT GUILTY.

*Tried by the first Middlesex Jury before
Lord KENYON.*

353: WILLIAM TRELEVEN was indicted for stealing, on the 8th of April, a cloth great coat, value 5s. a man's hat, value 2s. the goods of Thomas Wildman, Esq.

The witnesses were called on their recognizances.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

354. SAMUEL GILBERT was indicted for burglariously breaking and entering the dwelling house of Thomas Faulding, about the hour of seven in the night, of the first of March, and burglariously stealing therein, twenty eight yards of printed cotton, value 30s. the goods of the said Thomas Faulding.

JAMES CROWDER *sworn*.

I am servant to Mr. Bright, a master weaver in Chiswell-street. On the 1st of March, I was going by Mr. Faulding's shop, in Coventry-street; it was between the hours of six and seven, I heard the fall of glass; it was about half an hour after six, it was dark; with that I turned about and saw a person stooping in this manner, and immediately snatched something from the window, it was a long piece they took out; I ran up in pursuit of the person, I saw a sudden snatch, it lay very low to the ground from the bottom pane of glass; I ran after the man, the man ran into the square, I don't know the name of the square; with that he ran against a gentlewoman, to whom I rather thought he gave the property, I ran after him, and I found there was no thoroughfare in the square, and as such I found him standing at a door as if he was going to knock at it; then when I found that he was secured in the square, I saw nobody else about, Mr. Faulding's servant came out and I said there is the man; but says I, where is the woman, the woman has got the property; Mr. Faulding's people secured the man; the property was thrown over an area, I did not see him throw it; I thought he gave it to the woman; I am sure he is the man, his hand was cut with the glass.

Mr. Knowles. This was about half past six, on the month of March?— It was.

Court. Pray was there any body else at the window?— No, there was not.

Mr. Knowles. You saw a man's face?— No, I did not, I saw a man stooping.

Q. You saw a man go into the square?— I did.

Q. You saw him go to the door?— I did, and stand as if he was going to knock.

Q. Did you see his face then?— No, I do not undertake to say I did.

Q. If any body had been coming by you then, supposing the lamps not being light, there was not light enough to distinguish the features of any man's face?— I was not so near him as that.

Q. Then there was day light enough to distinguish the features of any man's face if you was tolerably near him?— I cannot say there was.

Q. You cannot swear there was not day light enough?— I will not undertake to say.

Q. If any person for instance had come pretty near you at that time there would have been day light enough to have distinguished the features of his face?— The lights of the square was sufficient for that.

Q. I am talking of the day light that remained?— I don't think there was really.

MARY BRUCE *sworn*.

I am a milliner. On Friday evening the 1st of March, I was at an opposite neighbour's house in Panton-square; Mr. Faulding's shop is at the corner of Panton-square; I heard the rattle of the glass breaking, and in crossing the way to my own house, the prisoner ran against me, and gave me a blow, and drove me up against the pallisadoes, not by way of striking me, but getting past me, and cried out halloo mistress; in stopping to recover myself, I observed the

the prisoner to throw something over the pallisadoes of a house two doors from where I live, Mr. Gibbon's; he then went on in the square, it is not a thoroughfare, he got up into the square, and there he was stopped, a little boy came up to me and asked me, if that man gave me any thing; I never saw him since; I perfectly heard the sound of stop thief, and saw William Stacey, shopman to Mr. Faulding pass me; immediately after I saw the prisoner and Stacey together on the opposite side of the way; I heard the conversation of Stacey to the prisoner, have you seen, says he, any person pass this way? the prisoner answered he had not; I immediately called out that was the man, I left him and the prisoner together the opposite side of the way, and went into the house, when I got into the house, I recollected I saw him throw a something over the pallisadoes; I came out, and went and looked down the area, and saw a something; I went into Mr. Faulding's shop, the prisoner was there, and gave the information.

Q. When you see him again with Stacey are you sure it is the same man that pushed you, and threw the things over the area?—I am certain of that.

Mr. Knowlys. This was a little after six?—It was.

Q. This man pushed against you, came near to you?—I was in the way of his path.

Q. You saw his face very plain?—Very plain.

Q. Coming so near you supposing there were no lamps you would have been able to distinguish him?—Yes, I could.

Court. Was there twilight enough to know him by?—Yes, I had but just left work without a candle.

WILLIAM STACEY *sworn.*

I am shopman to Mr. Faulder. On Friday the 1st of March, about seven

Y

o'clock in the evening; I was in the shop, and hearing the noise of some glass; I went out, some person called out he has run that way, meaning towards Panton-square, I immediately followed him, and came up with him to the top of the square, and asked him, whether he saw any person pass that way? he answered no; he pretended then to knock at a door, he immediately came away from that door, and went down the street, and I kept behind him, and some person called out in the street, that was the man; I immediately laid hold of him, and with the assistance of John Watts, I brought him into the shop.

Q. Where did you see Crowder?—I see him about the door; John Watts went after the linen.

JOHN WATTS *sworn.*

I am shopman to Mr. Faulder; I heard the glass break; I did not go with Stacey, I could not because there was nobody else in the shop; I did not follow him at all, till I was told to come and assist him with the prisoner, we took the prisoner into the shop; Mrs. Bruce came and told me that the piece of furniture was in Mr. Gibbon's area, and I went and knocked at the door, and desired Mrs. Gibbons to give it me out, which she told the maid to do, Ann Wright.

Q. Are you servant to Mr. Faulding?—Yes.

Q. What is his christian name?—Thomas.

Q. Has he any partner?—No, I am very sure.

ANN WRIGHT *sworn.*

I am servant to Mrs. Gibbons; she lives in Panton-square; Thomas Watts came for the piece of furniture, and Thomas Stainsby gave it out of the area to me, and I went up to the door, and gave it to Thomas Watts.

JOHN

JOHN STAINSBY *sworn.*

I was at Mrs. Gibbons's, the 1st of March; I found that piece of furniture in the area, I gave it Ann Wright.

Court to Stacey. Whose property is that cotton?—Thomas Faulding's. On the 1st of March, I put it into the window near the pane of glass that was broke; I am sure it is our property; it was my own putting into the window.

Mr Knowlys. Has not Mr. Faulder a brother that serves in the shop?—Yes.

Q. Has he any share in the business?—No, he has not, I am sure of that.

Prisoner. Between six and seven o'clock, I came through a thoroughfare that leads out of Windmill-street into Panton-square, in going down to the bottom of the street that young man arrested me and said, I broke his master's window; I was detained there three or four minutes, and I might have been let out of the shop, if I had had money enough; and when Mr. Faulding came, then they went out, and they said, they lost a piece of bed furniture; Mr. Faulding said, his window had been broke before, by his servant, by some accident or other.

Stacey. There was a little hole in it, but not room enough for any thing to be taken out.

GUILTY of stealing only, but not of the burglary. (Aged 30.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

355. CATHERINE JOHNSON was indicted for stealing, on the 2d of March, one guinea, and 5s. the monies of Thomas Willson.

THOMAS WILSON *sworn.*

I am a baker; I live in King-street, Soho; this woman robbed me in Monmouth-street. On Saturday night about eleven o'clock, the 2d of March, I was going home quite sober; I was making water, and the woman came up to me, and kept talking over my shoulder, and put her hand into my leather breeches pocket, and she let a shilling drop, and she went off, and I followed after her, and called watch, and the man went by and took her immediately, and she had the money in her hand, she took a guinea, and five shillings in silver, it was all loose in my pocket.

Q. She could not well put her hand into your pocket if she was behind you?—She came on one side, and one hand was over my shoulder, and the other was at my breeches pocket, the money was taken from her out of her hand by the watchman.

Q. How far had she ran away from you?—She ran down to Great St. Andrew's-street, exactly facing Monmouth-street, where I caught her; I had never lost sight of her.

Q. Had you any more money in your pocket?—No.

Q. Were your leather breeches tight?—Yes.

Q. Did you feel her take it?—Not till the one shilling dropped on the stones.

Q. You are sure there was no familiarity between you?—There was none at all.

Prisoner. He gave me all the silver that he had in his pocket, he took me up the passage, and the gold was along with the silver; or else I did not know it was there, till I was taken to the watch-house; I am an unfortunate woman, and poverty and distress obliged me to go along with him to my sad misfortune.

DENNIS

DENNIS NEAL *sworn.*

I am a watchman in Monmouth-street; there was a man crying stop thief, and he had hold of the woman; I went up to them, and laid hold of the woman, and took a guinea, and some silver out of her hand, the prisoner is the woman; I never saw her before only once.

Prisoner. To be sure the money was in my hand, but it was given me; I did not know the guinea was among the money, till it was produced at the watch-house.

JAMES DENNIS *sworn.*

I am a watchman at King-street, Seven-dials; Dennis Neal sprung his rattle, and I went to his assistance, and I saw the money taken from the woman.

ANDREW TODD *sworn.*

I am a constable; Neal gave me the money, he gave me a guinea, and eighteen pence; there was no more money brought me.

Court to Wilson. Was there any mark on the money?—Yes, it was marked in the watch-house.

Q. Was it marked before?—No.

Q. You cannot then swear to the money?—Yes, I can, because it never was out of her fist.

Q. There is no mark particularly?—Only it was a new guinea that is all I know.

Q. Was any money found?—Only one shilling that I picked up myself, which dropped on the stones, when she put her hand into my pocket.

Prisoner. The prosecutor swears very unjustly against me, for he gave me all the silver that he had in his pocket, and I did not know the gold was along with it; I have nobody but God Al-

mighty, and a merciful Judge and Jury to have mercy upon me.

GUILTY. (Aged 30.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

356. **ELIZABETH EDWARDS** was indicted for stealing, on the 2d of March, four pair of cotton stockings, value 4s. the goods of John Bagshaw, and two hundred silver eyed needles, value 3s. the goods of Harriot Bagshaw.

JOHN BAGSHAW *sworn.*

I keep a hosier's shop, the corner of Great Turnstile, Holborn; about half after seven o'clock, on the 2d of March, the prisoner at the bar, my servant, was sent of a trifling errand down to Clare-Market, and I never saw her till the Sunday evening following; she was a servant of all-work; she never came home; I saw her on Sunday in Covent-garden watch-house, about nine o'clock. On Saturday I had a customer come into the shop, a woman that I had served for a great many years, and wanted a pair of stockings; I from the habit of serving her pretty nearly judged what sort of stockings she wanted. I went to the part of the shop where I expected to find the stockings I wanted, and I missed the bundle; I found them again on the Monday following previous to going to Bow-street; I saw them in Mr. Heather's hands, the pawnbroker's; I saw four pair in his hands; I did not miss the needles, nor knew any thing of them till I saw them at Mr. Heather's; the needles were not my daughter's property, they were only sent into the shop to be sold. The prisoner had lived with

with me two months; I had a very good character with her. I would ask permission of the Court to speak a word in favour of her, she is very young, she is a single woman, she is not twenty.

JOHN BECK HEATHER *sworn*.

I am a pawnbroker; a little child about six or seven years old brought the Stockings into my shop, on the 2d of March, about eight o'clock in the evening; two pair of womens cotton, and two pair of childrens, I told her I could not take them in of children, she must send her mamma, with that she went into the passage, and brought the prisoner at the bar; I seeing them new stockings, I asked her how she got them? she said, they were her sister's stockings, and she lived in Moorfields with her mother; I seeing her without a hat, I said, you have come along way off from Moorfields to pawn the stockings in my shop; I suspected she had stole them, so I stopped her and sent for an officer, and took her into custody, and found the needles on her when I came to search her; I have kept them till now. (The stockings deposed to by Mr. Bagshaw having such in the shop, and by the eylet holes.)

Court to Prosecutor. You said there were only three pair you missed?---The two pair of womens stockings are two of the three pair that I missed; I did not know that I lost any of the small kind.

2. Then not missing them can you swear them to be your's?---Only by having the same in my shop.

2. How came you to go to Mr. Heather's?---She sent for me on Sunday evening, and I found her in Covent-garden watch-house, she was full of contrition, when I saw her she voluntarily confessed that she had taken the stockings, and she begged I would be

merciful, I promised I would not aggravate the circumstances, and I would be as favourable as possibly I could.

2. Had you told her before she confessed that you would be favourable to her?---She confessed to me before I said any thing.

The prosecutor and three more gave her a good character, and observed that she was weak in her intellects.

GUILTY. (Aged 19.)

Fined 1s.

Recommended by the Jury.

Tried by the second Middlesex Jury before
Mr. RECORDER.

357. THOMAS GUNBY was indicted for burglariously breaking and entering the dwelling house of Charlotte White, about the hour of ten at night, of the 14th of March, and burglariously stealing therein a man's livery hat trimmed with silver lace, value 1s. 6d. the goods of the said Charlotte White, and a man's linen shirt, value 1s. 6d. the goods of John Garnatt.

Indicted in a SECOND COUNT for barglariously breaking and entering the same dwelling house, about the same hour in the same night, with intent the goods and chattels feloniously and burglariously to steal.

(The Case was opened by Mr. Knapp.)

JOHN GARNETT *sworn*.

I am coachman to Mrs. White; her christian name is Charlotte, she is a widow, her stables are in Falconberg-mews, they are a little distance from us.

2. Do you remember on the day laid in the indictment the 14th of March leaving any part of your property in the stable of Mrs. White?---Yes, I think it was Thursday the 14th, I left

I left this hat, I hung it up in an empty stall, at the other end of the stable, it is a silver lace hat, that stall was the farthest from the door; I left also a shirt in my box. In consequence of some information, I went into the stable, and found the property was removed.

Q. What time did you last see your property?—At half after seven.

Q. What time did you leave your stable?—At half after seven; when I came back, I found the shirt and hat was there in the stable, the hat was found just behind the door at the other end of the stable to which it was before, it was in the last stall next the door; the box was left where it had been before that night; I was informed by John Davis, he told me there was some stables broke open, and I went to the stable door, and I saw the door was shut to; I tried it, and said, if there was any person in the Mews, I would charge the watch with him. John Davis was behind me, and saw two men rush out of the stable.

Q. Did you see the shirt again?—Yes, it was by the hat behind the door in the last stall.

Q. What else did you do?—We ran after the men, and took them, I pursued.

Q. How far was the man from the stable when you pursued?—I imagine about five or six yards.

Q. Did you know the person of any one that rushed out?—No.

Q. Did you see any body rush out?—No, the prisoner was taken in consequence of that pursuit.

Q. Had you lost sight of him during the pursuit?—I never had the sight of him, John Davis had.

Court. When you pursued you did not see the prisoner?—I went after John Davis, who was pursuing the prisoner; I saw the prisoner taken; when John Davis took him he might be fifty, or sixty, or one hundred yards from the stable.

Mr. Knowlys. You had not seen the stable from half after seven till the man was taken up?—No, there was nothing found on him.

JOHN DAVIS sworn.

I am a coach-maker, a journeyman; my master's name is Parker, we had a shop down the Mews, where we work. On the 14th of March, between the hours of ten and eleven, I was at work at that time, and I thought I heard the voice of two people that I knew, which occasioned me to look out, and I see two men come down the court.

Q. Did you hear what these men said?—I did not.

Q. Did you observe what became of them?—I did not, they came down the court, I rather thought they were at no good; I still kept looking out of window, and I saw them come up again, one stood by the public house door, and one came up again, and I heard something down the Mews, like a wrench when the other man was standing at the public house back door, I saw the other man go down by himself towards this stable, when he came back again, he had something in his hand; I cannot justly say what; they walked from thence from the public house again, to a court there, they stood, and I heard the ring of an iron implement; I saw them come back again, and they stopped at the Three Tuns back door, and there they told over some halfpence, and then they went down the court, and when they came out there again; I went down to give an alarm at the public house, that I thought there were some suspicious persons gone down the court, and Mrs. White's coachman was there, and he came out, and the prisoner and another burst out from the stable. I am sure the prisoner is one that rushed out, there was nobody else there, the other man turned the corner, but the prisoner at the

the bar ran straight forward, and I ran after him, and never lost sight of him, but took him, and delivered him to the patrol, and he was taken into custody.

Q Did you go back with the last witness to the stable?—I went back after he was there; I went in, and I saw the staple laying at the stable door.

Q Did there appear a staple missing at the door?—Yes, there was one missing, and that staple I found close by the door, I saw it picked up.

Court. Where did you see the hat and shirt?—I saw the hat and shirt, and some other things lay at the horses heels close to the stable door.

Garnett. I observed this staple on the ground, there was a staple to the door, when I left the stable.

The prisoner called six witnesses, who who gave him a good character.

GUILTY of stealing, but not of the burglary. (Aged 22.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

258. SUSANNAH WIMPLE was indicted for feloniously stealing, on the 7th of March, four yards of printed cotton, value 18s. four quart bottles, value 10d. the goods of John Perium.

JOHN PERIUM sworn.

I live at the Castle Milborough-green; I lost four yards of printed cotton, and four quart bottles; I lost them out of my house about the 4th of March, in consequence of suspicions I got a search warrant, and I found the property on the 7th of March, at Mr. Evans at Isleworth, her lodgings are there; I found the prisoner in a back room at Mr. Evans's, and a box, I found there some

pieces of cotton, and four quart bottles standing in the window.

Q Do you know how long you had lost these things?—I did not.

Mr. Knowlrs. This woman who has surrendered to take her trial on your charge, has been employed at your house and worked for your wife?—Never employed to my knowledge for my wife, she worked for other people.

Q I see which way you are now driving; she brought an action against you I believe, how much does she claim for work and labour?—I don't know how much exactly.

Q Is it not sixteen pounds?—Yes, it is.

Q How came you to say you did not know, perhaps she has arrested you on it?—She did.

Q So if you convict this woman there is an end of the action?—I don't know.

Q Have not you lived long enough in the world to know that a felony is a set off to an action? Perhaps you don't know that a person who is convicted of felony forfeits all they are worth. Was you never taken up for felony?—No.

Q Never for picking pockets?—Never.

Q Never laid hold of for such a charge?—Never.

Q How long after she brought the action, did you bring the indictment against her?—I cannot tell to a day.

Q You never said to any body that if she persisted in her action, commenced against you, you would be damned if you would not transport her?—Never to my knowledge.

Q Brush up your memory a little; do you know a Mr. Wheeler?—Yes.

Q Upon your oath have you not said so to him, or words to that effect?—I am sure I never did.

Q What did you say to Mr. Wheeler about this affair?—Nothing at all as I know of, the man was in our house.

Q What

2. What kind of cotton is this that you have alledged she stole, is it a whole piece?—No, it was cut into small pieces.

2. Upon your oath was not this woman at work for your wife in making up some cotton into curtains?—I don't know, I never employed her.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Baron HOTHAM.*

359. JAMES WHITE was indicted for stealing, on the 12th of January, 700 pounds weight of lead, value 5l. affixed to a certain building, called Pinner Chapel, the property of the Reverend Walter Williams.

Indicted in a second COUNT laying it to belong to John Smart and John——. Chapel Wardens.

Indicted in a third COUNT laying it to belong to the inhabitants of Pinner.

(The case opened by Mr. Schoen.)

JOHN SMART *sworn.*

I am one of the Chapel Wardens of Pinner Chapel; I saw the Chapel on the 13th of January, the Parish Clerk called on me on Sunday morning; and I went and I saw the lead was gone from the Chapel, a great deal was taken off.

2. At what time had you seen it perfect?—I cannot tell what particular time.

2. Did it appear to be recently done?—Yes, the Chapel belongs to the inhabitants and the Reverend Walter Williams; the lead appeared to be cut off with a sharp instrument, this knife was left; 1500 pounds weight was put on to replace it.

WILLIAM MIDDLETON *sworn.*

I keep the Swan at Sudbury-green. On the 12th of January, in the afternoon, there came two men in a horse and cart into my house, I keep a public house; one was dressed in a blue surlout coat and a round hat, and a pair of boots; they stopped there about half or three quarters of an hour, or somewhere thereabouts; while they were there there came two more, and they had some refreshment; they all went on the road, all hem together, they took the cart and horse on with them; I don't know either of them.

THOMAS DAVIS *sworn.*

I have a field near Pinner Town; when I came to the gate, I saw there had been a horse and cart in, this was after the robbery, I went round and I found a good deal of hay pulled out of the rick by horses, and when the cart went out I could track the horse and cart towards Pinner, instead of the track the way it came in.

2. Did you see where the horse and cart stood?—I did.

2. Did you observe any appearance there?—The horse had trampled a good deal, and appeared to have stood two or three hours, I cannot tell how long; it is about a quarter of a mile from Pinner Chapel.

NICHOLAS WORTH *sworn.*

I was servant to the prisoner White. On the 12th of January, Mr. White and I went down the stable and put the horse into the cart, about four o'clock in the afternoon by Mr. White's order, we went directly out to Paddington towards Pinner Chapel; we came to the public house the Swan on the Pinner-road; there Lamb and Hughes joined us, and from there we went towards Harrow, and went through Harrow; and we went into a field

the bar ran straight forward, and I ran after him, and never lost sight of him, but took him, and delivered him to the patrol, and he was taken into custody.

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NICHOLAS WORTH *sworn.*

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field to a hay rick, and there we laid down for the course of two or three hours, I cannot say which; we came out from there and went to Pinner, and there we helped up one another to the top of the Church, and there we cut the lead, Hughes cut the most of it, and me and White rolled up the best part of it the other man was looking out most of the time; I believe he fetched down one piece; I cannot say whether he fetched down more or not; we took it from the church, and went and hid the horse and cart, within one hundred yards of the church, and there the cart was backed, and we put the lead in, and brought it to town, and came to town about ten o'clock on Sunday morning.

Court to Middleton. Look at the witness?—He is the man that came first with the horse and cart.

Mr. Schoer to Werth. Did you all four come to town together?—At Paddington Hughes left us and went on before the cart on the foot path.

Q. Did any thing happen as you came to town?—No, nothing; I drove the cart, and Mr. White walked and paid the turnpikes, from Paddington to Blenheim Mews, where the horse and cart stands; when we came to Blenheim Mews we took the horse out of the cart and put the horse up there. We took up some geese at Paddington and brought them to town, we drove the three geese from the Pond; we plucked and dressed one for Sunday's dinner, and we left two unplucked.

Q. What became of the lead the next day?—White and I drove the cart down to Baker's.

Mr. Knapp. Have you ever been in this court before?—No, only as a witness, that was when I was thirteen years old.

Q. Pray how long was it before you told this story against the prisoner?—Directly I was taken.

JAMES BAKER *sworn.*

I know the man at the bar very well; I saw him about the 4th of January, he came to my brother's warehouse with some lead, and his man Worth, was with him.

Q. How did he bring the lead?—In the cart; there was six or seven hundred weight, I cannot say particularly; my brother bought it, I weighed it.

Mr. Knapp. Did you ever see the prisoner before in your life?—Yes, several times.

Q. It was all like old lead?—It was old lead.

Court to Smart. Do you know whether the lead fitted?—No, the lead was sold; we could not obtain any lead.

MATTHEW SWIFT *sworn.*

I apprehended the prisoner. On the 14th of January I searched his house, and found two geese not pulled, and the feathers, wings, and feet of another goose; I apprehended the prisoner on the 5th of February.

The prisoner called two witnesses to his character.

GUILTY. (Aged 30.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

360. JOB TRISTRAM was indicted for stealing on the 15th of March, five raw hides, value 5l. the goods of Walter Miller, in the navigable river of the Thames.

WALTER MILLER *sworn.*

I am a wharfinger; my wharf is in Lower East Smithfield. On the 13th of March I received twenty six hides. On the 20th a Mr. Bell, the original proprietor

prietor of the hides, understanding there were some hides stopped in the Borough he sent down to me, mentioning the circumstance supposing they were stole; the next day I sent my clerk up to Mr. Bell; I am accountable for the hides.

Mr. Knapp. Have you any partner?
—None.

JOSHUA BUTTERWORTH *sworn.*

On the 13th of March last, we sent twenty six hides to Miller's wharf, to be shipped for Scotland; I am partner with my brother; the next day we sent twenty six more, consigned to the same house, to Hoar's wharf. On the 19th of March, Mr. Ashmore, a tanner, sent to our counting house, and said, he should be glad to speak to one of our house immediately; as soon as I came home from market, it was market day, I went, and he said, that his foreman had bought five hides of the prisoner; I saw the hides at Mr. Ashmore's.

Mr. Knapp. Did you see the twenty six hides put into the conveyance?—I did not; we sent them by our cart.

Q. Supposing they had been lost before they got to Mr. Miller's you would have been accountable for them?
—To be sure.

Court. You saw them on Tuesday?
—I did, and I suspected the hides, and from the mark on them, I believed it to be my mark; I would not swear positively; I did not swear positively before the justice.

THOMAS CHADWICK *sworn.*

I received twenty six hides of Joseph Butterworth and Co. his carman brought them; I saw the skins afterwards at Ashmore's, a tanner's; I saw them there on Tuesday the 21st, not the same day Mr. Butterworth saw them; he saw them before me.

Q. Can you say the skins you saw at Ashmore's were the same skins you saw at your wharf?—I cannot say that.

CHARLES CAMBRIDGE *sworn.*

The prisoner at the bar came to my house sometime in the month of March, I cannot say to the day; I was rather ill, and he asked me if I knew the price of hides? I am a publican, says I, I don't know the value of them, but I told him I had an acquaintance that would give him the value of them; and then he said to me, you may as well take a walk up to him, and he went and agreed with Mr. Winter for the hides; I never saw the hides at all; he only asked me the question; and I went with him for a walk.

GEORGE WINTER *sworn.*

The prisoner came to me to talk about five hides; I never saw them before I bought them; I bought them the 19th of March; I bought five; I gave him 4l. 10s. for them; I took them into my master's yard and weighed them; I bought them for my master; my master was not at home; that was the full value for them; when Mr. Ashmore came home he looked at the hides and thought they were not rightly come by; I went to three factors, and Mr. Butterworth came and thought the hides were his.

Mr. Knapp. Did you take any particular notice of the skins?—I can swear to what I bought.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Baron HOTHAM.*

361 **FRANCIS FIELD** was indicted for stealing, on the 28th of February, an iron screw point, value 2s. two iron gouges with wooden handles, value 2s and an iron chissel with a wooden handle, value 1s. the goods of Jonas Barnell.

A a

JONAS

JONAS BARNELL and JAMES HOWEL were called on their recognizances.

SAMUEL BUNN *sworn*.

The prisoner owned to me that he stole these tools.

Q. Did any body tell him it would be better for him to confess?—Yes.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

362. ELISHA HAILEY was indicted for stealing, on the 6th of April, a check linen apron, value 2s. a linen shawl handkerchief, value 1s. the goods of Mary Ward.

MARY WARD *sworn*.

I am a servant to Richard Porter, the Blue Coat Boy, at Islington; the prisoner at the bar was a day labourer, he stole a coloured apron and a shawl of Mr. Porter's, at the Blue Coat Boy out of the pantry; I missed it last Friday I saw it on the Thursday before; the things are here now.

JOSIAS LACK *sworn*

I produce the shawl and the check apron; I am a constable; I was sent for to take this man into custody on another charge, I did not find the things on him; I found the things at a different house.

Not GUILTY

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

363. ELISHA HAILEY was indicted for stealing, on the 6th of April, a man's cloth great coat, value 10s. 6d. a

pair of man's stuff breeches, value 2s. and a linen napkin, value 2d. the goods of John Sturges.

JOHN STURGES *sworn*.

I know nothing of the robbery

JOSIAS LACK *sworn*.

I was sent for by this man, and I went over to the George, and I brought the prisoner over to this man's house; the prisoner told me where the things were.

Q. Tell me whether you did not tell the prisoner at the bar it would be better for him if he would say where the things were, and on that he told you where they were?—No, he did not tell me; I went to the George the opposite house, and there I found the things; the landlord is not here.

Not GUILTY

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

364. JOSEPH HUDSON was indicted for stealing, on the 10th of April, a two wheel caravan, made of wood and iron, value 10l. the goods of John Kilby Cox, Thomas King, James Curtis, and Edward Paine.

JOHN KILBY COX *sworn*.

I am in partnership with Thomas King, James Curtis, and Edward Paine; I live in Great Queen-street, Lincoln's Inn-fields. On Wednesday morning when I came down stairs I was informed by some of my people there had been an extraordinary robbery of one of my caravans, and that it had been stole from the door of the wheeler's; it stood in the street I understood.

EDWARD WHITE *sworn*.

I am a parish watchman. On Wednesday morning about twelve o'clock I saw

saw three or four men going along with the caravan in Drury-lane, at twelve o'clock at night; they were drawing of it, it had no horses at all; I thought it was some of Mr. Cox's men first of all; I saw them go down the lane and seeing no horses at all I made after them, and I came up to them just at the corner of Great Queen-street, in Drury-lane, and there they dropped the caravan and ran along, they saw me come over the way, and I went down Drury-lane, and I went through a court and I met Hudson coming back; the rest got off.

Q. How far was this from Mr. Cox's house?—Mr. Cox lives a good way off in Parker's-lane; the prisoner at the bar is one of the men that was shoving the caravan along; I have known him four or five years, he works sometimes in Drury-lane at Mr. Lucas's and goes with a Jack ass; he does any thing.

JOHN COLLINGS *sworn.*

I am a caravan man to Mr. Cox; I was taking butts out of the Monday, and likewise was fetching them home; and on Monday night I shoved the caravan right against the wheeler's door; on Tuesday I was at work in sight of it all the day, and that the boys might not rattle it I chained it right against the wheeler's door. On Wednesday morning when I went to make use of this caravan it was missing.

Court. to White. Do you know the wheeler that he is speaking of?—There was a wheeler living in the street.

Q. How far from the wheeler's did you see it?—They had got it all the length of Great Queen-street into Lewkner's-lane.

Collings. I saw it again the next morning, it was brought down Parker's-lane close to the brewhouse.

Q. Was the watchman there when it was brought?—I don't know; I was in bed.

Cox to White. What did you do with the caravan when they left it?—I left one of the girls to mind the caravan while I went down to the watch-house, and then I went down to Mr. Cox's and called the watchman to help to take it down to Mr. Cox's.

JOHN BURN *sworn.*

I am a night watchman to Mr. Cox's brewhouse. White came down to me to let me know where the caravan was; I found it up in Drury-lane, facing Great Queen-street; the watchman was not there, he was just by, between the caravan and Brokers-alley, but he went along with me to the caravan and shewed it me before I took it away.

Court to White. Did you shew the caravan to that man?—I did.

Burn. I can swear to the caravan; the prisoner was taken up at twelve o'clock the same morning immediately.

White. I went after the prisoner and met him coming through Brokers-alley, and took him to the watch-house directly.

Q. How near was you to him at the time you discovered him drop the caravan?—I was not so far from him as I am now; I have known him these three or four years.

Prisoner. I was coming through Brokers-alley, I had been to my aunty, coming through, Mr. White collared me, and said, you and five or six more have been dragging this caravan away; says he, you shall go with me to the watch-house; I never saw or knew any active part of the caravan; I was coming from my friends.

GUILTY. (Aged 25.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Baron HOTHAM.*

WILLIAM

365. WILLIAM HARVEY was indicted for stealing, on the 14th of February, a bear skin muff, value 1l. the goods of Moriah Kidder.

MORIAH KIDDER *sworn.*

I am a housekeeper ; I live in Berkley-street, Portland-square ; I lost a bear skin muff about two months ago out of a coach ; I left it there ; I came from Great Queen-street, Golden-square to my own house ; I valued it at a guinea ; I did not purchase it, it was made me a present in France ; the hackney coachman is here ; I know nothing about the prisoner ; I never saw him till he appeared at Bow-street.

ROBERT FARR *sworn.*

I am a gardener at Fulham ; I produce the muff ; I did business for Mr. Griffin at Brompton, and I was there, and Mr. Harris's coachman asked me if I wanted to buy a muff ? and I went in, and this boy, the prisoner, had the muff tied up in a silk handkerchief ; I was in my cart, and Mr. Harrison's coachman asked me if I wanted such a thing ? I said, let me look at it ; I asked him what he asked for it ? he said, five shillings, I gave him

three for it ; he said, his master gave it him.

Q. Did you know his master ?—No, I had the muff a week and one day before it was found out.

Court to Moriah Kidder. You was totally a stranger to the prisoner till you saw him at Bow-street ?—Yes, I never saw him before ; I summoned this coachman that carried me to Somerset house.

WILLIAM DABRIDGE *sworn.*

I am a hackney coachman ; I drove the lady about a month ago from Queen-street to Grosvenor-square ; I never saw any muff.

Prisoner. That coachman used to employ me to wash his coach and all that I found in the coach I used to keep ; I was going to service that morning ; I had kept the muff a week to see if it was advertised, and then I offered to sell it.

GUILTY. (Aged 14.)

Imprisoned six months in the House of Correction, and fined 1s.

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

[The Fourth Part, being the last, will be published in a few days.]

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO
The Gaol Delivery for the County of *Middlesex*;
HELD AT
JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 10th of *April*, 1793, and the following Days:

Being the FOURTH SESSION in the Mayoralty of
The Right Hon. Sir JAMES SANDERSON, Knt.
LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY
M A N O A H S I B L Y,
PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,
And Published by Authority.

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THE WHOLE
~~PROCEEDINGS~~
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PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

366. **T**HOMAS JOHNSON
and SARAH JOHNSON
were indicted for stealing, on the 27th of
February, a woollen blanket, value 7s. a
linen sheet, value 3s. a feather bolster, value
5s. 12 pounds weight of feathers, value 6s.
the goods of Jeremiah Cater, in a lodging
room.

JEREMIAH CATER *sworn.*

I let ready furnished rooms; the prisoner
came to me on Monday the 31st of Decem-
ber last; the man asked me for a ready
furnished room; I told him I had got one;
he asked if he might see it? I told him I
was very particular who I took in; I asked
him what he was and where he came from?
he said, I might have his character and he
should not want the room till the day fol-
lowing, he agreed with me for the room at
half a crown per week; he came on Mon-
day night instead of the Tuesday and asked
me for the key of the room for he had brought
his wife out of the country and he had no

lodging for his wife; I let him have the
key; after I had let him have the key he
brought in several articles, as wood, &c.
when his wife came I objected taking her
in; if that is your wife, says I to him, I
believe her to be a bad woman; says he,
she is my wife, I was married three months
ago at Cripplegate Church; I did not like
to take her in, says he, I have taken
the room and possession is nine points of
the law, you may enquire my character
to-morrow; he paid me exceedingly well till
the 27th of February; on the 27th of
February I suspected the prisoner having
taken something out of the room; I went
into the room and found a sheet, blanket
and bolster missing, that was in his care;
I examined the bed, and found a great
quantity of feathers out of it; the bolster
that was left had been a very full bolster
and almost all the feathers were gone.

Q. What became of the feathers?—

They were entirely taken away; the pri-
soner I had got into custody, at the same time

I

I found his wife had left him ; I asked him for the things ; he said, I should have all the things presently ; he gave me a duplicate of the sheet, and gave me a direction to his wife where she was ; I went and fetched her to my wife ; then afterwards we took her to the pawnbroker's where the things were, I found feathers, and have got them here.

Q. You say he brought in some articles, what were they ? A little table I believe and some wood.

GEORGE BENTON *sworn.*

I took in half a sheet of the prisoner, Sarah Johnson, the 23d of February ; she left it for something else, and I put it in the same name she brought the other in.

WILLIAM WRIGHT *sworn.*

I am a constable ; I have got half a sheet, I found it at Mr Cater's, it is the remainder of that that she pawned.

Cater. I cannot swear to that part of the sheet, I believe it to be mine, the mark is cut off.

Benton. I lent eight pence halfpenny on it, she left it for an iron I believe ; here is also a blanket that I took in.

Prisoner Thomas Johnson. I took this room at the rate of half a crown a week, I paid them duly and truly ; I owe him nothing ; he went into this room when he liked, and these things that my pretended wife made away with, was unknown to me, but whatever she had made away with I was willing to replace it, to the utmost farthing, but I know nothing when they were pawned ; I am innocent of it ; I have no witnesses but God and you ; it is the first time I was before a judge or jury, or justice in my life.

Thomas Johnson, GUILTY. (Aged 49.)

Transported for seven years.

Sarah Johnson, Not GUILTY.

Tried by the second Middlesex Jury before

Mr. Baron HOTHAM.

367. MOSES PRICE was indicted for stealing, on the 20th of March, a velveret waistcoat, value 7s. a pair of worsted stockings, value 3s. a silk handkerchief, value 1s. the goods of William Moseley.

WILLIAM MOSELEY *sworn.*

I am a brewer's servant ; the prisoner took my property from me, I saw him foraging in the drawer, and I could not tell what he took, but I went and had him taken up the same day, he was a stranger to me, only he slept with me, and a fellow servant and worked with me ; I went directly to my drawers and missed my things, my handkerchief, waistcoat and pair of stockings, they were worsted stockings, velveret waistcoat and a silk handkerchief, I had not seen before for two or three days, I cannot tell particularly, it was less than a week, I did not speak to him while I saw him, because I did not know but he might do me an injury ; directly I pursued him and overtook him in half an hour afterwards in Castle-street, Long-acre, that is close by my master's house, within a stones throw, he had not the things about him then ; the pawnbroker has got them now ; I missed my things the 22d of March.

WILLIAM KILSBY *sworn.*

I live servant with Mr. Lloyd in Shaw's-gardens, a pawnbroker ; the prisoner came at separate times, he brought the handkerchief and waistcoat on the 20th of March, the stockings on the 22d, the day that the man missed the things. (The things produced and deposed to.)

Prisoner. It was not that took the things out of the drawer but I pawned them, I did it through necessity, not thinking to steal them.

GUILTY. (Aged 25)

Imprisoned six months in the House of Correction and fined one ls.

FRANCIS

368. FRANCIS MORGAN was indicted for feloniously stealing, on the 12th of April, a silver skewer, value 12s. the goods of Lady Charlotte-Burgoyne.

MORIAH HARPER *sworn.*

I live with Lady Charlotte Burgoyne as cook. Thursday evening last I used the silver skewers and cleaned them, and hanged them on a nail in the kitchen; I did not miss this skewer at all till it was sent home from Marlborough-street; I know it is my lady's skewer.

JOHN MILLER *sworn.*

I have got the skewer, I got it of the boy, he offered it for sale yesterday afternoon at four o'clock; I asked him how he came by it? he said, a servant gave it him for four shillings he owed him; I said it was not at all likely, you must either tell me how he came by it or go before the justice; when he got into the street there was a boy an acquaintance, and he said that boy picked it up; that boy ran away, I secured him and took him to the justice; we found that it was Lady Burgoyne's.

Harper. I saw him come into the kitchen between eleven and twelve, as much as I can tell, yesterday, with charcoal and salt, and other articles that we had ordered from his master's; he did not stop above two or three minutes the farthest, I was in the kitchen and my lady and the governess, my lady was writing a bill of fare out.

Q. Was the skewer in such a part of the kitchen as he could get at it?—Yes, he put the salt very near where the skewer was hanging on the dresser.

Q. How do you know it to be Lady Charlotte Burgoyne's?—I don't know any further than by her crest, and I had bent it in using it.

Prisoner. I was in Lady Burgoyne's kitchen at past eight o'clock for my master, and I had a sand sack in my basket, and I was in a great hurry, my master told me to make haste home again;

I caught up my sand sack in a hurry and put it into my basket, and put it on my shoulder and came home again, and when I had sawed about half a dozen sticks several of these pieces of wood tumbled on this basket, and when I came to take the sack out of this basket these two pieces of a skewer dropped out of them.

Court to Harper. How long have you lived with lady Burgoyne?—About fourteen months. This boy came almost every day with things since Lady Burgoyne came to town.

GUILTY. (Aged 16.)

Imprisoned six months in the House of Correction, and fined 1s.

Tried by the first Middlesex Jury before Mr. Baron HOTHAM.

369. GEORGE BEARDMORE was indicted for feloniously stealing, on the 11th of April, twelve case knives, with ivory handles, value 1l. 4s. twelve forks, ditto, value 12s. the goods of John Skidmore.

JOHN SKIDMORE *sworn.*

I am a stove grate maker in Holborn; the prisoner had been in my employ as a clerk some years ago, but lately as a workman to do work out of doors in the bell hanging way; I was up at breakfast Thursday morning last, and word was brought up that Beardmore was below; I went down stairs as soon as I had done breakfast, and I went backward before I came to the counter and stopped about three or four minutes; and then I came to the counter, and my son whispered to me something; I said to him, let it be; Beardmore was going out of the door; I went to him and before I did any thing I called two men; they said, what do you want? I said, only that you may see what

I take out of this man's pocket, and I took the knives and forks out of his pocket, but not till after some struggle.

Mr. Steel. Have you any partner?—No, I have not.

Q. Is not your son a partner?—No, nor is he to receive any benefit till these articles, I have in my hand, can be executed; I expected to be asked that question.

GAMALIEL SKIDMORE *sworn.*

I am fourteen this month; I came down stairs the 11th of this month, and saw Beardmore standing by the fire, between nine and ten, presently the bell was rung, my father was wanted, and he came down stairs, he no sooner turned his back than the prisoner put his hand in a box of knives and forks, and put them in his pocket, he could not get them quite in, he left about half out of his pocket; then I told my brother, and my brother told my father.

Mr. Steel. Whereabouts was you standing?—Behind the counter.

Q. Whereabouts was the prisoner?—Behind the pillar; the box of knives and forks was behind the pillar.

Prisoner. I went into Skidmore's house for some balance due to me for some work done last month, and the son had granted me to take things and to pay by installments, and I meant to acquaint the son before I went out of the shop; the son gave me leave.

GUILTY. (Aged 46.)

Imprisoned six months in the house of Correction, and fined 1s.

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

370. **PETER MURRAY** was indicted for that he, in a public street and

highway, on Mary Chapman, spinster, wilfully, unlawfully, maliciously and feloniously did make an assault, with intent to burn, spoil, cut and deface the garments and clothes of her the said Mary Chapman, and that then with force and arms, in the said public street and highway, wilfully, unlawfully, maliciously and feloniously did burn, spoil, cut and deface a cotton gown, value 12s. the goods of the said Mary Chapman, being part of the garments and clothes of her's, on her person, and then in wear.

MARY CHAPMAN *sworn.*

I am a servant. On the 19th of February I left my master's house about half after seven in the evening, he lives in Whitechapel High-street; I was going to Messrs. Newman and Davis, in Fenchurch-street on an errand; I met Peter Murray by the way at the five lamps, at Aldgate; I knew him before; I stopped him and asked him if he was in work? he told me, no, he was not in work; with that I went strait to Mr. Davis's and company, and when I came there they refused the half crown that I had, with that I came out and went into a turning in Fenchurch-street, to a wine vault, and there Peter Murray and I had something to drink; I went back to Messrs. Davis and Co. and got the things I went for before; then I returned home to my master's house, coming along after we left Messrs. Davis and Co. we got in discourse, he told me, he was going to India; and we had had some words, and he asked me to make it up; I told him I would; he asked me whether I would marry him before he went, or would I stay till he came back? he had a young woman that he had children by, I told him that I could not think of marrying him or any thing of the kind. He had then a cotton gown of mine in his hands and he said, if I would not marry him

him I should never see it more, the gown was in pledge; and I asked him to give me the ticket of it, and he told me he would not, then I returned home to my master's house, when I came in doors I went up stairs to put our two boys to bed, and putting my hand behind me, when I went up stairs, I found something burn my hand, he did not go home with me to the door, he left me in the street.

Q. How long after you got in doors might it be before you went up stairs? — It might be a quarter of an hour; the little boy said, Molly, somebody has spit on your gown, and then I found something burn my hand, I told my mistress that my gown was all burnt in pieces and she desired me to put it in water immediately; it was burnt very much.

Q. How do you know that he did this? — I did not see him do it to be sure, only by what I remarked that he walked behind me some time.

JOHN THORN *sworn.*

I am this girl's master, I saw the gown when it was in water, and saw the holes in it.

HENRY CHAPMAN *sworn.*

This Peter Murry used to come to our shop, and he used to threaten to do so and so to my sister, several times, I had a ring and a knife of his, he threatened it would be the worse for you if you do not send the ring and the knife for I will be revenged if it was seven years after; I said, when he returned my sister's box and gown he should have his things.

Mary Chapman. After that he threw some aquafortis into my eye, so that I have lost one eye.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

371. HANNAH ROWLAND was indicted for stealing, on the 9th of March, fifteen pounds weight of feathers, value 8s. a pair of linen sheets, value 3s. the goods of John Hodge, in a lodging room.

Mary Hodge was called on her recognizance.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

372. ANN MACARTHY was indicted for stealing, on the 21st of March, a feather bed, value 39s. the goods of Patrick Mordaunt.

— — — — — *sworn.*

Mrs. Macarthy's husband turned her out, and I took her in, and she brought a feather bed, and I would not take it in, I thought it was her husband's property, her and her husband had some words, my husband took her in for charity's sake, and she went out in the morning, and she brought the bed at night, and my husband would not take it in, and I went to this Mr. Macarthy's house and I told Mr. Mordaunt.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

373. WILLIAM WYBROW was indicted for stealing, on the 30th of March, a bed quilt value, 5s. the goods of James Matthews.

JAMES MATTHEWS *sworn.*

I am a porter; I lost a bed quilt; on Saturday the 30th of March. When I came home from work about seven o'clock at

at night, my wife told me that she lost a bed quilt; I have seen one since very much like it, I believe it to be the same, I cannot swear positively, but I believe it is, I saw it on Wednesday last in the hands of Weaver a witness.

Mr. Raine. There is no particular mark on your quilt?—No.

Q. What is the value of it?—About five shillings.

JOSEPH BARE *sworn.*

I took the prisoner, I do not recollect any conversation that passed.

John Weaver was called on his recognizance.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

374. MATTHEW LOWTHORP was indicted for stealing, on the 18th of March, thirty five pounds weight of bees wax, value 3l. the goods of John Falslaw and John Horner.

(The case opened by Mr. Knapp.)

THOMAS COX *sworn.*

I am a servant, a porter, to Mr. Falslaw and Mr. John Horner, they live in Upper Thames-street, they are wholesale chymists and druggists; the prisoner was a laboratory man. On the 28th of March last I suspected Matthew Lowthorp; I saw him after the usual time of leaving work in the laboratory, between the hours of eight and nine, his usual time was eight o'clock, which gave me a suspicion; I walked up the laboratory, and turning myself about I saw a bag laying containing something that I did not know what it was, on an hamper of dirty bottles, I immediately went to this bag and I put my hand on it and I found

it contained something very hard, and I immediately went into the shop to one of the journeymen and desired him to see Matthew Lowthorp if he brought any thing out; I had no sooner spoke these words than I saw the prisoner light a candle, he was in the laboratory, I saw him take this bag containing the bees wax under one arm, and took a lighted candle to go up a one pair of stairs, and at the top of that one pair of stairs, there was a communication to another pair of stairs which belongs to the dwelling house of my master in Old Fish-street.

Q. Was he used to go down that way when he left work?—No, that door was very seldom used on any occasion, that second stair case led to a warehouse, and the dwelling house was over it.

Q. You say there is a communication from one house to the other that was by a door way that was broke through?—It was in order for a communication.

Court. When he got up one pair of stairs, was it there you found him?—I found him with the door partly open that opens into the street.

Mr. Knapp. There are two houses in Fish-street?—There are.

Q. And there is a communication to both these houses backward, but they both open into Fish-street?—It is so, there are No. 10 and No. 11, one the private door and the other the shop door.

Q. When you went up stairs, what did you do?—I took a broom in my hand and went out into the street by the shop door, then I saw a light over the door, the private door in Old Fish-street, and I steps to that door, and I heard the chain let down, and I heard the bolt go back; then I saw the prisoner with his head partly out to see if the coast was clear; I immediately went up to the prisoner and asked him what he had got in that bag? the prisoner was then in the passage, he was not willing to let me see it, I told him I would see it, I insisted upon seeing what he had, and

and I got the bag from him and shut the door; then the prisoner takes me fast round the middle and desired me not to say any thing to Mr. Horner as he was a married man, he said, he would give me any thing not to say any thing concerning of the wax, but I told him I would not see my master robbed.

Q. Had any conversation passed between you what was contained in the bag before that?—No, I got it from him and I took it up to the place near where he took it from and laid it down.

Q. Did you make any promise that you would not say any thing about it?—No, I did not; I then took it in o the parour with intent to shew it to Mr. Horner, but I found he was not at home; then I took it from there to the kitchen and let it remain there till my master came home; I opened it to see what was in it, there were seven pieces of bees wax; he desired me not to mention it to Mr. Horner; I told him I would not hide it from my master, I would shew it him immediately as he came home, then the prisoner went home to his lodgings.

Q. How came you not to take him then?—I did not know what was best to do with him; he was taken up on Saturday, after this happened on the Thursday before Good Friday.

Q. Did you go to his lodgings?—I did not.

Q. At the time you got into the passage, after you saw the prisoner at the door, was any body else with you in the passage?—Nobody at all.

Mr. Knowlys. How long had you lived with your master at the time this happened?—Six weeks.

Q. This man had not lived perhaps so long?—Yes, he had lived three years and upwards.

Q. Till you came into the family was there any complaint made of his conduct?—I never heard of any.

Q. They tell me servants do not al-

ways agree together. Had not you had repeated quarrels with this man?—We all of us had a few words together, and I had a few words with him, but not to bear any malice, it was concerning some glafs that he sold and took the money.

Q. He would not allow the perquisites that you claimed?—I don't know what perquisites I did claim any more than we wanted the money divided among us, that the glafs was sold for.

Q. Did you claim the produce of that glafs as a perquisite?—I did not.

Q. You quarrelled with that man that he would not allow it you, you never thought to tell this gentleman that?—That gentleman never asked me.

Q. Pray how long before you found out this man's dishonesty was this quarrel?—It all happened on the same day.

Q. You was wonderfully acute in finding out the dishonesty of this man?—Why should that make any difference.

Q. Then from that moment you was determined to spy out whether he was an honest man or not. How came you to put yourself in the way to spy out your master was robbed?—I could not help seeing it.

Q. You told my friend that you suspected him, and therefore you went on purpose to observe him?—I did.

Q. Then you could have helped seeing, could not you, if you had not been purposely on the watch for this man you would not have seen it?—I was not purposely on the watch for this man.

Q. How came you to tell me that you went purposely to observe him, and now you say you did not go purposely to observe him?—It was after his usual time of leaving work.

Q. That is any thing but an answer. As it was after the hours of work you would not have suspected that he was there except you had gone purposely to watch him?—I do not understand you.

Q. Do

Q. Do you mean to swear that you did not go purposely to watch him?—I did not.

Q. Had you any business in the laboratory?—I had business to put my hat and lay down my knot.

Q. Then the laboratory is the place where you put your hat and your knot?—Sometimes I have put my hat and knot there.

Q. Now tell us what business you had there?—If you must know, I went back to make water.

Q. Then you went back to make water in your master's laboratory; after this don't tell us where your master's shop is, for we shall not like any thing that comes out of your master's laboratory; then the reason you first gave is not true, for you went there to make water?—Yes, sir, and put my hat and knot down too.

Q. Then we are to understand you, that putting down your hat and knot is a preface to making water. This young man he acknowledged that he stole the bees wax; for God's sake, he said, don't tell your master; you was examined before the sitting alderman on Saturday?—I was.

Q. Upon your oath did you mention a single circumstance of that man's clinging round you?—No, I did not, I was not asked.

Q. The magistrate he knew nothing at all about this business, he told you to tell your story?—He did.

Q. How came you to tell me then that when you was asked to tell your story you did not tell the magistrate he used those expressions which implies guilt so strongly; upon your oath did you mention a word of that before the magistrate?—No, it was not mentioned.

Q. I dare say that you must think it was very extraordinary that he should crave mercy of you?—He offered me any sum of money.

Q. That you omitted to tell the magistrate also?—It was not mentioned.

Q. You say you never thought of detaining this man?—I did think of detaining him, but I did not know whether I had best let him go or detain him.

Q. Did you desire him to stop?—I did not.

Q. So this man there he stayed in his lodgings, to be taken, from Thursday night till Saturday?—Because he thought Mr. Horner would look over it.

Q. And so he was taken on Saturday in his own lodgings; did not you say before the magistrate that he dropped the bag at the door that goes from the house into the warehouse?—There is a warehouse at the top of these stairs; I swore before the magistrate that he dropped it at the door in Fish-street.

Q. This man's work is in the laboratory?—It is.

Q. This bees wax is of a nice quality?—It is.

Q. Therefore of a good quality for making ointments.

FREDERIC BURNETT *sworn.*

On the 28th of March, Thursday, I was in the prosecutor's shop, between eight and nine in the evening; I heard a noise and I went to the bottom of the stairs, which stairs lead to the warehouse on the same floor with the laboratory and shop; the first word that I heard was Thomas Cox saying, that he would be damned if he would see his master robbed in that manner; the prisoner was standing close by him at that time, and he appeared rather agitated; Thomas Cox took the bag up stairs into the parlour, determined to shew it to the prosecutor as soon as he came home, he was followed by the prisoner into the parlour directly, I followed the prisoner likewise into the parlour, the words that I heard the prisoner make use of, to the best of my recollection were, that he begged he would make no noise about it to Mr. Horner, but let it drop, I had said nothing to the prisoner.

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Q. Had

Q. Had Cox said any thing to him in the parlour before that?—I don't recollect that he did. The wax then was conveyed from the parlour into the kitchen by Thomas Cox; Thomas Cox took out the cakes of wax from the bag while I and the prisoner was present, and the prisoner at that time urged him very much not to mention it to the prosecutor, but let it drop, the prisoner stayed a short time in the kitchen and then went home, he was apprehended afterwards, I was not present, I was present before the magistrate, and he put down in writing what the prisoner said, which I don't recollect.

Court. Do you know whose property it was—I cannot swear to the property, we had two kinds of wax in the warehouse.

Mr. Knowlys. This man had got into ill bread about these perquisites of broken bottles?—There was a quarrel about the broken bottles; I understood that the money was to be divided that the broken bottles fetched; we did quarrel that day.

Q. This was the man that made up the medicines?—It was.

Q. He had liberty to take the wax from the warehouse?—He had.

Q. You don't recollect your master complaining about the inferior wax having got its way into the ointment?—I did not.

Q. You say the man was urgent?—He said to Cox, do not talk about such nonsense.

Q. Was you examined before the magistrate on Saturday?—I was examined by the clerk, but not by the alderman himself.

Q. Did you before the alderman mention any expressions of that sort, that you said the prisoner used to Cox, such as desiring him not to tell his master?—To the best of my recollection I mentioned as I do now.

Q. Do you mean to say that the examination was read over to you, because there I find that it is, that you was at the top of the stairs when you heard this conversation?—I said to the clerk that it was the bottom of the stairs; I cannot swear to the property, I never said that I could.

Mr. Knapp. My learned friend has been asking you about the perquisite; what do you mean by these perquisites?—When any large quantity of broken glass is collected together we usually have a share of it; the prisoner at the bar he did not wish to divide the money.

Q. What was this glass worth think you?—Some tifle or another.

HECTOR BARNES *sworn.*

On the 28th of March I recollect Thomas Cox bringing a bag of wax into the lower warehouse to be weighed; when the bag was opened I looked into the bag and saw it was bees wax, and I saw one piece that I believe I had seen in the cask before in the cellar.

Q. Where did you see this wax?—I saw it in the warehouse the same night between eight and nine; and I believe it is the same as I saw in the cellar two or three days before.

GILBERT WILSON *sworn.*

I am the constable; I apprehended the prisoner at the bar, and Mr. Horner delivered me some wax; Cox was by and Barnes, it has been in my custody ever since.

Q. Was the prisoner by at the time?—He was. (One piece deposed to by Barnes.)

Court. How came you to take particular notice of this piece of wax?—Being a fine piece, and at that time I found it, it was not heavy enough for what I wanted; I had seen it two or three days before.

Q. *Blane*

Q. Have you been in the cellar since?
—I have.

Mr. Knowlys. I suppose its being a fine piece of wax it is the fitter for ointments.

Court to Cox. You told me that at first you desired a man to watch, who was the person?—Barnes.

Prisoner. I lived a servant in this place three years and two months; the first fourteen months I was employed as a workman; I had always the privilege of making up every article that was wanted in the way of ointments at home, and to take what wax I thought proper for that purpose. On the 27th of March, about seven o'clock in the evening, I went into the cellar to see what ointments were wanting, we wanted green elder ointments, and yellow basilicon; I went to see if we had any good wax in the house, I saw we had some very good, I wanted twenty pounds and twelve pounds; and the next day, being Good Friday, it was not in my power to make it in the warehouse that week, for fear it should be made use of in the warehouse, that week, I wished to carry it into the next cellar, and consequently I took it down stairs and opened the latch of the door, and Thomas Cox met me and asked me what I had got in the bag? and he rushed in and felt at it; I told him it was bees wax; he asked me what I said to Mr. Palmer concerning our quarrel that we had a few hours ago? he then said that he would be damned if I was not going to thief it; I said, I would be damned if I was. Mr. Horner and Thomas Cox came to my apartment and charged me with the theft, and said that he would have my house searched that night; I told him he was very welcome whenever he pleased for I had nothing of his property in my house; my wife set up till eleven o'clock expecting Mr. Horner would come on Friday, he did not come on Saturday till about eleven o'clock; I was going into

Watling street, turning the corner of Maiden-lane, and he took me.

The prisoner called four witnesses who gave him a good character.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

375. WILLIAM MORRIS was indicted for that he, on the 23d of March, not having the fear of God before his eyes, but being moved and instigated by the Devil on Ann Elder, spinster, violently and feloniously did make an assault, and against her will feloniously did ravish and carnally know.

Not GUILTY.

Tried by the second Middlesex Jury before

M. Baron HOTHAM.

376 WILLIAM MATTINGBY, THOMAS FOLEY and MARY PARSONS were indicted for making an assault on Charlotte the wife of Richard Tomkins, in the dwelling house of the said Richard Tomkins, on the 9th of March and putting her in fear and feloniously taking from her person and against her will five guineas, the monies of the said Richard Tomkins.

(The case opened by Mr. Knapp.)

CHARLOTTE TOMKINS *sworn.*

I am the wife of Richard Tomkins, we did keep a lottery office, we did at that time; I know the prisoners at the bar. On the 9th of March I heard a great noise as I sat in the parlour, with that I went up stairs, I found the room door locked, I went through my bed room and opened another door which went out of that room into the office.

office, in going in there was Foley and Mattingby there, and Foley had a person of the name of Sykes by the collar with a bludgeon in his hand, and Mattingby held John Atkinson with a cooper's Adze in his hand over him, going in I said, what is the matter? they said, it is all done and settled; one of the two prisoners said it, I cannot be sure which, they yet kept their hold of the two Men, they did not let them go, on which Sykes said, they want money and they will not go out of the house till they have money; I gave them two guineas and Mattingby and Foley said, we must have ten for there is seven more at the door, five men and two women, mentioning Mrs. Parsons as one, who is now at the bar; I don't recollect who the other was, she was not in the house at that time, on that I said, I was not willing to give it them; I gave them five guineas.

Q. Had they at the time loosed their hold of these two men?—They had, but they kept close to them.

Q. Did they do any thing to you?—They did nothing to injure me; then they signed a receipt that they would leave the house; I went down into my parlour and going down Mattingby had the key of me to open the door, he opened the door and in rushed many people whom I did not see, when Mary Parsons rushed in to me and took hold of me, used many infamous words to me, calling me such names as an infamous bitch, and that she had been better than a mother to me, and turning about asked me where the white headed bugger of a husband was? she said, she would take him to the watch-house; I being much frightened I left the room; that is all I know about it.

Mr. Knowlys. This is the shop where our servants and apprentices get rid of their money, and sometimes come to the gallows for robbing their masters. Pray how

often has it happened to you that you and your office has been invaded by people that have come to look after persons offending against the Lottery Act?—Mrs. Parsons had received money of my husband before.

Q. How often had the officers of justice been in your house to take persons offending against the Vagrant Act?—They never were since I was in Rathbone-place.

Q. What you locked them out?—I don't know they have ever been in the house.

Q. Is not your house so constructed as to prevent the officers from visiting you?—There is a middle door.

Q. Will you be so good as to tell me how I was to get in if I wanted to make insurance?—I don't know any particular manner, there are people at the first door to open the door; they do not report to me nor to my husband.

Q. Do not you know there are persons stationed at that middle door to let proper persons in?—I should suppose that they let in people that we know without any enquiry.

Q. I dare say you would let in that gentleman Mr. Wood?—I saw Mr. Wood at Bow-street, but I never saw him before in my life.

Q. Are there not persons stationed there to prevent persons from getting in who are likely to inform against you? It is to prevent informations?—I cannot answer to that.

Q. Maid servants and apprentices, and unwary people are let in without the least difficulty?—I don't know.

Q. Have not you seen the conduct of that office?—I am in my parlour always; I do not go below stairs.

Q. Did not you say at Bow-street that you knew at that time they were executing illegal insurances, illegal transactions in your house?—I knew it was illegal transactions.

Q. You say Foley first of all took hold of Sykes. Upon your oath did not Sykes

Sykes withdraw with you and say we must give them money?— Sykes did say they must have money.

Q. Upon your oath did not Sykes tell you that they must have money to prevent them from going to goal?— They did not tell me what they came for.

Q. Did not Sykes tell you these people must have money, or they must go to the watch-house?— I don't know for I did not know what these people were come upon; I had never seen Foley nor Mattingby before, and Mrs. Parsons was not in the room.

Q. Do not you know that Sykes asked the money of you to prevent them from going to the watch-house?— I know it now, I did not know at the time, I did not know at the time but Sykes was arrested.

Q. Did not one of the gentlemen jump out of the window because he would not be taken

Court. Did not you give this money, not from the terror of this bludgeon, but to prevent the men from going to the watch-house?— At the time that they had their bludgeons over the men I gave the money to save the men from going to the watch-house.

Mr. Knowles. Now look at these policies, look at them and tell me what name they have on them first?— Mary Parsons on one, Mary Parsons on two, three, four, five.

Q. All these policies were insured at your office; were they not?— I cannot swear to the writing.

Q. I see they are done in a very pretty way; is that the cypher with which your policies are made up?— I could not swear to the policy.

Q. Upon your oath are not the policies issuing from your office made on the same sort of paper?— They are made on the same sort of paper.

Q. They are engraved perhaps for your shop?— Perhaps they are not.

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Q. What is written at the bottom?— If the book and the policy does not agree no money paid.

Q. Upon your oath is not every policy in your shop made of the same sort of paper, and has exactly the same subscription on it?— They are not.

Q. Mary Parsons has put her name on them. Do not you know that she, by this policy, can inform against these five persons that gave this policy?— I know it now you tell me.

Q. Are you a lottery office keeper and not know that?— I suppose it is by a policy they give information.

Q. If you happen to hang Mrs. Parsons these prosecutions will never take place on these policies; there will be an end of poor Mrs. Parsons. You know that this is an indictment to hang her; don't you know that she is indicted for a robbery on you?— Not Mrs. Parsons as I know of.

Q. Pray how long had you been carrying on business at that office?— We might have been there about three weeks.

Q. Do you mean to say that you do not know the hand writing of your clerks?— I do not.

Q. What do you believe? did you ever see any of them write?— I have.

Q. Then you gave this money to save them from going to prison?— They said they would take them to Prison and I gave the money.

All three not GUILTY.

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

377. ADAM PENDERGRASS was indicted for stealing, on the 29th of March, a cotton gown, value 15s. a stuff petticoat, value 5s. a cloth cloak value

18s.

18s. three check aprons, value 5s. the goods of Hannah Theed, in the dwelling house of John Oliver.

HANNAH THEED *sworn.*

I live with Mr. Oliver in Kentish Town, he is a publican. On the 19th of March, I lost one cloak, one gown, one petticoat, and three coloured aprons; I had seen them between twelve and one o'clock that day, I saw them in my own apartment; I missed them between two and three; I recovered them again at three o'clock in the fields at a distance from the house, Adam Pendegrass, the prisoner, carried them to that field; I did not see him take them, he was in the house drinking of some beer, he had left the house before I missed the things.

JOHN WEST *sworn.*

I was at Oliver's house when these things were taken away; I saw the prisoner there; I heard the alarm given, and I pursued; I took him in the fields under the hedge, about half a mile or hardly so much from the house; I took him about three o'clock; I found a bundle on him.

WILLIAM CANTON *sworn.*

I was sent for to John Oliver's house I being a constable, and I got these things from Oliver's. (The goods produced and deposed to.)

JOSEPH HEMPEY *sworn.*

I was drinking a pint of beer at this house, the prisoner came in and another along with him; he went out backward, and after a while he came in again and sat down a little while, and had a slice of bread and cheese and eat it, and went out again, and I was coming home, and the girl made an alarm that she had lost her clothes, and we had a suspicion it was him, and we pursued after him.

Prisoner. This was the public house where I went in at, when I went out I was going about my business, I was going home, this here man ran across the field and laid hold of me while I was easing myself; I asked him what he was going to do with me? he said, he supposed I was the man that took the things, and he went on a little farther and found the bundle, and he said he would be damned if he cared, he would make me suffer for it.

West. I saw him run under the hedge; he had the bundle at the side of him, at the ditch as he laid down.

Prisoner. I have no witness here now, I have had plenty in the morning but they thought my trial would not come on.

GUILTY,

Of stealing to the value of 39s.

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Baron HOTHAM.*

378. **THOMAS COOPEY** was indicted for feloniously stealing, on the 4th of March, five three inch deal planks, value 1l. two three inch deal ditto, value 8s. four three inch deal ditto, value 1l. two three inch deal ditto, value 8s. one three inch deal ditto, value 5s. the goods of Thomas Dickenson the elder, Thomas Dickenson the younger, and William Burgefs.

Indicted in a second COUNT laying it to be the property of Thomas Park.

JOHN WAINWRIGHT *sworn.*

I am a constable and patrole of Downing ward; I know the prisoner at the bar, I saw him on the 4th of March, about eight o'clock on Monday night; I was going my round as being patrole for

for the ward at the time, at the bottom of the Coal Harbour close by the water side, there was one plank which was on the shore and a man standing by it close at the London side; I looked and I saw a craft lay with more planks in her, I had a strong suspicion what he was about, but I did not say any thing at all to the man, but I withdrew, I went a little way from the place and came back; I concealed myself behind some casks belonging to Mr. Calvert's brewhouse; I and my partner were both together all the time; soon after a man took a plank from the water side, that man's name is Samuel Coopey, he is nephew to the prisoner at the bar; I followed him into Thames-street from the water side, and I went to the head of him and I said, where are you going with this? after we had taken this man to the watch-house we went back again, and we met this man, the prisoner, and another in Thames-street with a plank on their shoulders, one at each end, the two men carrying one plank; Mr. Coopey's man was the first on the road; I asked him where are you going with this? he said, he did not know; says he, I don't know nothing at all about the matter, there is my master at the other end of the plank.

Q. Could the prisoner hear what the other man said?—There is no doubt of it, the plank was about twenty feet long; I went to Mr. Coopey, the prisoner at the bar, at the other end, and said, where have you had this from? he rather hesitated, and at last he said he had it from the water side; I asked him whose it was? he said he did not know; I asked him if it was his property? he said, that somebody had been with him and he had them to cut up, and he was taking them home, I asked who ordered him to take them home; he said he did not know.

Prisoner. Mr. Wainwright, mind what you are speaking of, I did not hesitate.

Wainwright. I asked him if he knew who owned them? he said, he could not tell; then says I, don't you know who employed you? says I, you must drop it and go along with me; I took him to the watch-house and I asked him can you give any good account who these belong to? I asked him if he knew who the person was if he could find him? he did not know; I left him at the watch-house and I went down to the water side again, I and my partner both together, at the water side at the same place, there were two boys pulling the planks on shore.

Q. What became of the plank when you took the prisoner to the watch-house?—I left it in the street, and when I came back again I found it in the same street; his partner's name was Williams, he is not here; I went before the magistrate the next day, and the prisoner was committed; not that day, he was remanded till the day following; then the nephew was ordered for a witness, he was bound over in a ten pound bond to give evidence; I have not seen him here.

Mr. Knowl's. You asked him whether those deals belonged to him? he said, they did not; he never claimed them; you asked him whether he knew the person that employed him? you said he told you he did not know the man; you know where this man lived?—Yes.

Q. You knew him before?—I knew something of him; he lives in East Cheap; he was going in a direction towards his house.

Q. He is a sawyer?—He is.

Q. He told you he was carrying them to cut them up, but he did not know who the property belonged to.

Mr. Knapp. Have you got here?—Yes.

GEORGE SKEEP

I am an exchange
employed by Messrs

ture and sell these planks; they were called american deal planks.

Q. What is the names of the firm?

— Thomas Dickenson the elder, Thomas Dickenson the younger, and William Burges.

Q. You say you measured these planks for Messrs. Dickenson?—I was to have done them, but they got them off; I had orders to measure a whole cargo, and I had measured some out of the same ship, the Charlotte of New England; it laid at Iron Gate; I had measured the last the Saturday preceeding.

Q. Have you seen a deal in the yard?

—I have seen several which correspond exactly with the mark; I have seen the one that was taken on the prisoner, it measures seventy five feet; twenty feet long, fifteen inches wide and three inches thick; it is the property of Messrs. Dickenson; I can swear to it from the mark, but it is a mark put on where it comes from, they came from Boston in New England, from New England at least.

Mr. Knowlys. You say you had seen some deals on board a ship at Iron Gate?

—I had been at the wharf and measured two or three lighters before this lighter came up, but I never measured any from this lighter before it was stole.

Q. It has no mark of Mr. Dickenson's?

—It has not; I cannot swear it is Mr. Dickenson's; I can say on emptying the craft there were sixteen missing, but I cannot say that of my own knowledge.

Court. When was you on board of this craft?—Not till the next morning after three deals were lost.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

379. SARAH SMITH was indicted for stealing, on the 12th of April, eight

guineas, two half guineas, three half crowns; the monies of John Harrison, privately from his person.

JOHN HARRISON sworn.

I am a breeches maker in Fleet-street, and I keep the Crown, Clement's Inn-passage. I was coming from that house to my house in Fleet-street, this woman accosted me with, my dear, will you go home with me? I said, good woman is that your home, pointing to the Hole in the Wall, the next door but one to mine, she said it was, and ran after me down to my own door; I said, good woman I am at home, you had better go home yourself and I rung the bell to go into my own house; she hung about me, my breeches pocket being open, and she took the money out of my breeches, and I never perceived it.

Q. Where did she rob you?—In the street; it was at my own door after I told her she had better go to the Hole in the Wall; I pushed her from me, and she went away easy enough, I did not miss the money till after I had rung the bell, the person did not come immediately and I put my hand into my breeches pocket as I was standing by the door, and I found my money gone, and she was going across the street.

Q. Did not you at all miss it before this time?—I did not.

Q. Did not you feel her take it?—I did not. She was going from my door across to the other side of the way; I followed her and caught hold of her, says I, what have you done with the money you took out of my pocket? she said, she had not got it; I said, I would call there watch; she immediately dropped the half crowns, and two guineas and a half on the pavement; I both saw it and heard it drop; I stooped down, I picked up a part of it; I picked up a guinea and a half, and three half crowns, and I laid hold of her with the other hand, and called

called the watch; I thought she had dropped it all, and I stopped to look for the remainder; the watch came up, she ran across while I was looking after the money; and he ran across and laid hold of her; there was one guinea I did not pick up then, I picked it up about an hour after; they took her into my shop and I sent for some more watchmen to take her to the watch-house; she was taken to the watch-house in my presence; she begged of me to have pity on her; she said that as we were going to the watch-house, and when we went into the watch-house, the remainder of the money was found on her; I saw her examined there, the remainder was six guineas and a half, I saw it fall from behind her, it fell out from between her handkerchief and cloak.

Q. When had you last seen your money?—About five minutes before I came out of the other house; I counted it in my hand and put it into my pocket.

Q. Before you found this money on her did you tell the constable exactly what money you had lost?—I did; I could tell one half crown again, it had a small hole on one side of it, but that half crown was not found on her, it was found in the street; I had had that half crown about three weeks or a month.

Mr. Knowlys. Had you had any friends with you?—At my own house I had some company; I had been in my bar only; I keep the Crown public house; I had drank, but it was before I counted my money.

Q. This was rather late?—Gentlemen do not go till twelve, and an hour is as little as can be to get ones supper and to come home.

Q. Were you not in some degree of intoxication at that time?—I was not.

Q. In no degree of intoxication. You had been drinking merrily with your friends?—I was as sober as I am this moment.

Q. How long had you been drinking?—I was drinking with some gentlemen about an hour perhaps, but it was about six o'clock.

Q. What did you drink, red port I dare say?—It was.

Q. Pray what did you put on the top of the port wine to keep it steady?—I drank some brandy and water.

Q. At what time?—At the same time; the gentlemen ask whether you will not drink with us.

Q. What did you add to the brandy and water?—Nothing at all; I might drink a little porter with my supper, and that is all.

Q. This only comes down to seven o'clock what did you take between this and supper time?—Suppose I went to sleep.

Court. Did you sleep that evening?—I did.

Mr. Knowlys. What did you refresh yourself with after your sleep?—I had my supper and a little porter.

Q. If any of your customers had asked you, you would have partook with them?—I should have had no objection.

Q. When did you sup?—About twelve o'clock; I had very little supper, and then I drank some porter.

Q. Therefore now I dare say you will not say that you was sober?—I was sober.

Q. Mr. Harrison, on your oath you say you was accosted by this woman; perhaps at that time in the morning you was accosted by others?—I was not.

Q. You remember her putting her arms round your waist?—She did.

Q. And you found she had got her hand into your pocket?—I did not find it only by knowing my money was gone.

Q. You have already sworn that she put her hand into your pocket?—She took my money out of my pocket, and she could not get at my pocket without.

Q. Did

Q. Did not you swear so that she put her hand into your pocket?—She must, I think to take the money out.

Q. Did not you so swear?—I don't recollect, if I did I wrong understood you.

Q. I was not asking the question, my lord desired you to give an account of the matter. She had her arms round you; perhaps if you had not had this nap you would have perceived her hand in your pocket?—Perhaps I should not.

Q. You and I are not coming here to argue?—You say perhaps.

Q. Had it not been that you had been drinking with your customers, in this way you would have perceived her hand in your pocket?—I don't think I should, for I did not perceive it.

Q. Now I ask you whether you do not think if you had been so attentive as if you had not been drinking at all you might have perceived it?—It could not be, because I really was as sober as ever I was.

Q. Perhaps you had been drinking some drams that morning?—I will not swear I had not.

Q. Then you do undertake to say that you was perfectly sober?—I was perfectly sober at the time.

Q. Though you admit that you might have drank some drams in the morning, was drunk in the evening and yet you was perfectly sober?—I was perfectly sober at that time.

JOHN DENHAM *sworn*.

I am the watch-house keeper; the officer of the night ordered the nightly patrol to search the prisoner; the prosecutor said the money he then missed was seven guineas and a half; not finding any in her pocket I took off her bonnet and cloak, she had two handkerchiefs on, and underneath the upper handkerchief there was six guineas and a half; Mr. Harrison said there was one guinea missing yet, he had not got all the money; then

Mr. Harrison went with the patrol to the place where she dropped the other money, and there he picked up the other guinea.

Mr. Knowlys. If you had been sober and any body had been taking your money, eight guineas and a half, and three half crowns out of your breeches pocket you would have felt them?—There are dextrous pick-pockets.

———— BUTLER *sworn*.

I was present when the prisoner was searched at the watch-house, and I was one that helped to search her; I went to Mr. Harrison's to fetch her to the watch-house; when I came to Mr. Harrison's he gave charge and said she had robbed him of nine guineas and three half crowns.

Q. Are you positive as to the sum?—I am, on the oath I have taken. We took her to the watch-house and searched her, in searching her we found six guineas and a half concealed behind her neck, underneath her handkerchief, Mr. Harrison said, that was not all the money that he lost, he had picked up some, but it did not make it nine guineas and three half crowns. I searched her myself very particularly to see if I could find the other guinea, I did not find it on her, I found it in the street about an hour after, Mr. Harrison was with me, Mr. Harrison then said that he had found all his money.

Q. Do you mean to be particular as to the words, nine guineas and three half crowns? do you mean to insist upon it that the charge was that?—That was the manner he described the money to me.

Q. Did he mention any other sort of money besides that that you mention?—None at all.

Mr. Knowlys. If a sober man looks at his money just before he goes out is not he likely to be correct?—I should think so.

CHARLES

CHARLES DONNEGALL *sworn.*

I was the officer of the night; the prisoner was brought to the watch-house and charged with robbing Mr. Harrison of nine guineas and three half crowns; she was searched by the houseman; I held the candle while she was searched, there was six guineas and a half fell from her, she had some other silver about her, but that Mr. Harrison did not claim; then after that they went out and found the guinea, and that guinea is kept separate from the rest.

JOHN BROUGHTON *sworn.*

I am a watchman; I was calling one o'clock in Fleet-street by the Hole in the Wall; I heard the cry of wa ch! watch! I ran directly, and Mr. Harrison called out, come over, this woman here has robbed me; the prisoner was there and I saw her fling down the money on the ground out of her hand; I cannot say what money, but I think there were three half crowns picked up and a guinea, and a half guinea; I secured the woman and took her to Mr. Harrison's shop, while he sent for the officer to come, and I went to the watch-house with her; I was by when the money dropped; I heard it fall; I did not touch the money.

Prisoner. I was going from Red Lyon-square towards the Borough, along Fleet-street, Mr. Harrison just came up from a turning, a woman came first, and just as I came past he laid hold of me and said I had robbed him; I told him he was very much mistaken, but before he said I robbed him he asked me to have a glass of wine; I told him I was going home, I would not go with him, I had two children to go home to, and I was a widow woman, and was making what haste I could home; he then pulled me along and took me into a shop and sent somebody with me, and then he sent for the constable or somebody and told them to take me to the watch-house, and when I

came to the watch-house they pulled my things off roughly; I had before put my money there to secure it, and they took it away from me; I put it there because I had been robbed of some silver one night when I was late out; they asked him if there was any mark he could swear to? he said no.

GUILTY,

Of stealing, but not privately.

(Aged 35)

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER.*

380. **CHARLES WYLDE** was indicted for stealing, on the 18th of January, a base metal tea pot, plated with silver, value 2l. forty eight yards of printed cotton, value 4l. two razors, value 10d. and four ounces weight of lump sugar, value 2d. the goods of David Glover, in his dwelling house.

DAVID GLOVER *sworn.*

I am a sugar refiner in Martin's-lane, Cannon-street; this lad had been in my service near seventeen months as a footman; I had been continually losing property all the time he was with me; things that he had the particular care of. On the 18th of January the day the Queen's birth day is kept, my son went to the other end of the town, and consequently the counting house was left without any body in it; as I was coming home about four o'clock in the afternoon, coming down Martin's lane, I saw a very suspicious ill looking woman stand talking to somebody at my counting house window; when I came a little further it appeared as if the foot boy was in close conversation with her; he was cleaning the windows

windows, when I came nearer there was nobody there but him and her; in the course of that day we had that silver plated tea pot and it was his particular orders always to carry it into the kitchen closet, instead of which that day he left it in his own closet a place that is not so secure; we dined by candle light and he left his candle at this closet door instead of bringing it in to the side board; the tea pot was missed about an hour or an hour and a half after that, the tea pot was lost in that day; when we went to tea the tea-pot was gone, and the callico was gone which laid in the drawing room very near it; neither the tea pot nor cotton furniture is found; this led me to think worse of him than I had done before; I went into his room on the 8th of March, and the first thing I took up was his coat, and I found it rather heavy, and I found a sample of sugar in it; I then went to his box, it appeared as a locked box, and when I came to his box there I found both of my razors with the initials of my name on them, one of them I had missed about nine months and had talked of that loss often in the house, and I believe before him; they have never been out of my possession since. (Produced and deposed to.)

Q. How long before this was it that you missed the razors that you discharged?— I found them on the 8th of March, I think on Friday, and I discharged him the Thursday following; I did not know so bad of him as afterwards; I turned him away on Thursday and I believe the Wednesday following I took him up.

Mr. Steel. Where did you hire this boy?— My wife hired him at Bath.

Q. His friends live at Bath I believe?— I believe at Axminster.

Q. I take it for granted you have many servants?— I have no other in

his capacity? I have men work in the sugar house.

Q. Did any other servant go away on the day that he was discharged?— A maid servant did.

Q. Had you any other besides the maid servant and this boy?— We had a girl.

Q. Did you and the boy live on very good terms?— When I found things missing I could not but be uneasy and find fault.

Q. Did this misunderstanding go to any length? in fact did you ever beat him?— I believe I have; sometime after the tea pot was missing my wife ordered him to do something in the house and he was extremely impertinent.

Q. In consequence of this he gave you warning I believe?— He did.

Q. At the end of the time that warning was up did he stay behind that?— I did not take account of his warning.

Q. Did the boy remind you?— I don't know that he did.

Q. Now on the subject of this in your information before the Lord Mayor the commencement of it says, "That this informant hired the boy and finding the character not right you was determined to get rid of him." Is it not singular you never mentioned that warning before the Lord Mayor?— I thought nothing about it, nor did he I believe.

Q. On the subject of this plated tea pot, did you retain any thing out of his wages?— Not for the tea pot; he is in my debt.

Q. For what did you retain the guinea out of his wages?— He had always been told that if the tea pot went out of that closet he should pay for it; at the settlement with him my wife says to him Charles, your master has been at a guinea expence or more in attempting

attempting to find this tea-pot, are you willing to pay for it? he said, he was; and there was 13s. 4d. kept back, but he has had that back since.

Q. How came he to have it back?—About two days before he was apprehended he took out a summons, that is, the summons is dated two days before, but it came to me the day after he was apprehended, therefore I knew nothing of the summons being taken out at the time he was apprehended; on summoning of me I called upon him to know what he had summoned me for; he said, for what I stopped for the tea pot; I then put my hand in my pocket and gave him a guinea.

Q. You have told us that this box had all the appearance of a locked box; in fact you might as well have told us it was open, for you opened it by going to it. Where these razors never about the house?—One of these razors was taken out of my travelling shaving case.

Q. Was your travelling case locked?—The closet door is locked in which the travelling case is kept.

Q. You found no duplicates in the box?—I did not look for any.

Q. You looked into this box on purpose to find what you cou'd of your's; so far as you did look into the box you did not find any pawnbrokers duplicates there?—I did not find any there.

Q. Then the impression of your mind at this instant is that there was no duplicates?—It is not.

Q. Do you think they were duplicates?—I have no impression one way or the other.

Q. Did you leave the razors in his box?—I did, and said nothing about them. The night I discharged him I asked him about the razors, after I had discharged the maid servant I discharged him; I asked him about the

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razors; he said they were up stairs in his room.

Court. What did you do with the razors when you found them?—I put them where I found them in his box.

Mr. Steel. You said nothing to him about them when you found them; when did you charge him with taking them?—The night I discharged him.

Q. You spoke to him about them, and he said they were up in his room?—He had come down and wanted to have his livery; I sent him to the drawing room to change his clothes, and in almost a moment I found Charles was gone; I immediately ran up into his room and there I found him without waistcoat or shoes; he had not changed his breeches, and then he had the razors in his hand.

Q. He told you they were up in the room, and when you followed him they were in his hand. Did he appear to be secreting them or bringing them to you?—It struck me that he went up there to get them down in the best manner he could.

Q. What are your reasons?—As soon as my back was turned he immediately ran up stairs.

Q. There is a lump of sugar put into the indictment; you are a sugar baker?—I am, and have a good many men.

Q. Did the boy never remind you that the time of his warning was up, and that he wished to quit your service?—I believe he did a day or two before.

Q. I believe that you had a side board that this boy had access to?—If he had chosen it.

Q. Had not he access to silver plates which he might have taken away?—They would have been missed in five minutes.

Q. Might he not have conveyed them away if he pleased?—He might.

Court.

Court. Did you miss any silver plate?
—None.

Mr. Steel. He was brought up before my Lord Mayor on the 26th of March. How long did he remain in custody before he was examined the second time?
—I cannot tell; I don't know; I don't think quite so much as a week.

Q. Was it not thirteen days?—I don't know; that is nothing to me.

Q. I am asking in point of fact?—I don't know in point of fact; the Lord Mayor would have sent him to sea, but the boy refused.

Q. Was he not threatened to be sent to Bridewell if he would not go to sea?—Not in my presence.

Q. Do not you know it was said so?—I do not know it.

Q. Was any thing said about his going to sea on his first examination?—Yes.

Q. Then he refused to go to sea, he would rather take his trial?—I never heard him say that he would rather take his trial.

Prisoner. I know nothing of any thing that is laid to my charge.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

381. WILLIAM SPENCER was indicted on the Coroner's inquest for that he, on the 27th of February, feloniously did make an assault on John Myers, and feloniously did seize and lay hold on him, and then and there did force, push and shove the said John Myers from and off the foot pavement into the highway, to and against the ground, by means whereof an off wheel, drawn by two horses, of a certain dray passing along the said highway, did then and there pass over, against and on the head of the said John Myers, and then and

there gave him a mortal wound in and upon the head, of the length of six inches and the breadth of three inches, of which said mortal wound the said John Myers, from the said 27th of February to the 8th of March following, did languish and languishingly did live, on which 8th of March the said John Myers did die.

WILLIAM RICHEY *sworn.*

I am a Brewer's servant to Messrs. Scott and Robinson. On the 27th of February I was coming down Bridges-street, Covent-garden about five o'clock in the afternoon with a dray drawn by two horses, and a good number of people were coming along on the foot pavement towards Russel-street, the deceased, Myers, was going along before me on the pavement, and William Spencer was coming up the pavement the other way, Myers held up his elbow before Spencer, which touched Spencer's breast, Spencer put his left arm on the arm of Myers, the deceased, to push him out of his way, and he fell down in the street before the off wheel of the dray, with his head about a foot before the wheel of the dray, which was attempted to be stopped by the man who drove the dray, and the wheel went over the upper part of his head, he was taken up, but I ran away after Spencer.

Q. When Myers was walking along the footway was the prisoner running or walking?—They were both walking, and a great number of people were coming along at the same time; Spencer then ran up Bow-street where he was taken; there was nothing said by either of them.

Q. The prisoner shoved the deceased's arm on one side?—He did, then Myers was taken to a surgeon and from thence to an Hospital.

Q. They

Q. They did not seem to know each other at all?—No, they never spoke.

WILLIAM BLACK *sworn.*

I was at Bow-street, and I heard the cry of stop him, and I ran out of the office and towards Long-acre, and I saw Spencer seemingly the object whom they were running after, and he ran against a man, and that rather stopped him, and I ran and took him; I went the next day to the Hospital and I saw the man; then he was up, and had had his breakfast, and seemingly in a fair way; he wanted me to give him some gin as he was low spirited; I went again the same day to the Hospital and he was in bed, and seemed pretty well composed; I don't know when he died, I believe it was on the 8th of March.

Not GUILTY.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

382. **JOSEPH GUILFORD** was indicted for stealing, on the 21st of March, a bushel and a half of coals, value rs. 6d. the goods of Thomas Lowndes and John West.

THOMAS LOWNDES *sworn.*

I am a coal merchant at Bride's Wharf, Whitefriars. On the 21st of March, between the hours of seven and nine in the evening, I was informed there were two men robbing the barge; I having been a good deal robbed about that time I looked through the gates, and saw the two men in the barge robbing it of the coals, the barges were under the Docks; immediately I went

round, and one of my clerks had secured the prisoner with the coals; I saw him in the barge, I cannot swear to the man that I saw in the barge, but I can swear this was the man the clerk had hold of; the prisoner at the bar said, sir, I have only taken a few coals for my own burning; it seems we had employed him as an odd man.

Q. Do you permit men to take coals for their own burning?—Certainly not.

Prisoner. His clerk came up and laid hold of me as I was coming up the wharf.

JOHN COOPER *sworn.*

On the 21st of March, about twenty minutes past eight o'clock at night, I was informed there were two men robbing the craft; I immediately went out of the counting house and saw the prisoner and another man in a room of coals filling a sack; I immediately went up the wharf and ran down the neighbouring wharf which is about two hundred and sixty yards off, and there I caught the prisoner standing by a sack of coals he had got from the craft then, and not on our premises.

Q. Did you see who was in the craft?—Yes, the prisoner is one of them; then when I went round I saw one of the same men on the shore standing under an adjoining wharf by the sack of coals; I laid hold of his collar, and I said, you are the person that I have been looking for a long while; pray, says he, Mr. Cooper excuse me, I was only taking a few for my own burning; I secured him and directly gave a man the charge of the coals; the other man made his escape.

Prisoner. I wish to ask him whether he caught me with coals, or any coals nigh me within an hundred yards?—
He

He was standing quite close to the sack.

Court. What is the value of these coals?—Eighteen-pence.

Prisoner. I was not standing near the coals, I was out looking for a Guilford barge, expecting to work on it, and I did not see any, and as I was coming up again this gentleman, Mr. Cooper, caught hold of me and said I had been stealing his coals; with that they had me into custody for ten minutes, and left me in charge of two horse keepers, with that they went and searched all round, and asked for the other man that was with me; I told them I had nobody with me. I have not a soul in the world to speak for me.

GUILTY. (Aged 33)

Imprisoned six months in Newgate and Publicly whipped at Bride's Wharf.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

383. JARVIS BUXTON was indicted for stealing, on the 15th of March, thirty pounds weight of iron nails, value 7s. 6d. six iron cupboard locks, value 4s. 6d. two brass till locks, value 6d. twelve brass cocks, value 5s. twelve pair of iron hinges, value 2s. 6d. the goods of John Vardon.

WALTER VINCENT *sworn.*

I am a servant to Mr. John Vardon, he is an ironmonger No. 3, Gracechurch-street, I can swear to the property; I did not miss them till they were found; I can swear that there is one thing missing, from a mark at the outside of one of the papers.

CHARLES SANSUM *sworn.*

I am the watchman at Aldgate. On Friday the 15th of March last, at ten

o'clock at night I saw the prisoner at the bar with a bag at his back, the corner of Shoe maker-row towards Aldgate; when I came up to the corner of Jewry-street he crossed over towards the other corner; I turned my head round towards him, and he ran and I ran after him; he had got as far as the public house, the Three Tuns, I came up to him, I asked him what he had got there? He told me he had got some nails; I asked him where he was going with them? he said he was going into the Minories with them, I asked him whose property they were? he said they were his master's; then says I, you must go along with me; says he, you may go along with me, but I will not go along with you; he then told me they were his own, and I told him I did not think that they were his own, he had told me so many stories; says he, I am going to meet a man at the Two Black Mares in Tower-hill, and then he said he was going to the Minories to one Mr. Bowen's, then at the Black Horse; that made me have a strong suspicion; he then began to pull the bundle away and wanted to chuck it from off his shoulder, but I prevented him, and I brought him and the bag together, as he had, to the constable's house; going to the constable he told me that a man employed him in the Strand, and was to give him a shilling to carry them down to the Black Mares till the man came to him; we afterwards took him to the watch-house.

Mr. Knapp. This man said that he was going to the Minories; did not he?—He did.

Q. The Minories is near to Tower-hill?—It is adjoining.

Q. He said he had got some nails there?—He did.

Q. He said they were his master's?—He first of all said they were his, and then his master's.

Q Did

Q. Did you ask him who his master was?—I did, but he did not tell me.

Q. He said you may go along with me, but I will not go with you?—He did.

Q. He said he was going to the Black Mares. Do you know that sign?—I know Two Black Mares.

Q. You did not go with him?—I did not.

Q. You did not offer to let him go if a sum of money was paid down?—He offered me a guinea to let him go, but I said, if you give me a hundred I will not let you go.

JOHN PINNER *sworn*.

I am the constable; I live at No. 7, Jewry-street, Aldgate. The watchman brought the prisoner and bag to me, Friday March 15th, between the hours of ten and eleven; I was eating my supper; says he, Mr. Pinner I have got this man with this parcel; why, sir, says the prisoner at the bar, it is my own property; then I said, I must see what you have got, so I and the watchman went with him to the watch-house and I found a parcel of nails, brass locks, &c. Says I, now my friend where did you come from? says he, I came from nowhere, I am out of place; says I, how came you with these things; says he, I was employed by a man in the Strand to carry them to the Two Black Mares at Tower-hill, and I was to wait there till the man came to me; says I, do not you live in any place; no, says he, I do not, I am just come out of the country, I have no place, I want a place; says I, I am afraid you are telling me lies; says he, I really do not, I never lived in London in my life, I am in lodgings at the present; I want a place. Then I says to him, my friend, I shall take care of you; he says, for God's sake do not; if you will let me go I will give you a guinea. The answer I made was, if you give me

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five hundred I shall not let you go; with that I took him to the Compter. (The bag produced and the contents deposited to by Vincent.)

Vincent. The prisoner was a porter to Mr. Vardon and slept in the house.

Court to Vincent. Do you sell these articles in these quantities in London?—No, never; I never saw such a quantity sold in London since I have been in the shop, which is three years full, I am convinced they are my master's property by the marks on the papers.

Mr. Knapp. Your master is in a considerable line of business?—Yes, very.

Q. He has a considerable deal of property of the same sort as you now produce in his shop?—He has.

Q. The mark on each of these is the mark of the quality and quantity what is contained in the papers; there is no other mark but this mark?—We never put any other mark.

Q. The prisoner you say was a servant to your master, he had been accustomed to deliver things out of your shop as your master might direct him to do?—Certainly the orders he might receive he was used to do like all the other servants at different times of the day.

Q. Whether he was ordered to deliver any things this day you cannot recollect?—I am certain he was not ordered to deliver any such goods that day; I am sure of that.

Q. I suppose your master has a great many servants?—He has five.

THOMAS ——— *sworn*.

There are several of the articles with my own mark upon them; they were never sold from the house I believe.

Mr. Knapp. You believe?—I am certain.

Court. Why are you certain?—Because I have examined the books and I never sell such a quantity in London of the nails.

Mr.

Mr. Knapp. Your master has a deal of business I suppose?—He has.

Q. You say your mark is on the nails; I take it for granted you mark a great deal of other property of your master's?—I have.

Q. Do you put the same mark as you put on these nails to other nails?—Of the same denomination I do.

Q. All that you mean to say then is, that from the mark on the nails you know they were of such a quantity and of such a quality?—Yes.

Q. Then there is no other mark whereby you can ascertain the property?—No.

Q. Now you say none of this property has been sold; how comes it you can ascertain that?—We have a book on purpose.

Q. How from your own knowledge do you know in the course of that day that none of these had been delivered out?—They are all entered in a book.

Q. Was you in the warehouse all the course of the day?—I believe I was only during dinner.

Q. During that time there might be some delivered for what you know?—There are none entered on the book, and there is no cash received for them.

Prisoner. I leave all to my counsel.

The prisoner called four witnesses who gave him a good character.

GUILTY. (Aged 25.)

Transported for seven years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

384. MICHAEL LANAHAM was indicted for stealing, on the 10th of April, twelve cotton handkerchiefs, value 14s. the goods of William Hobbs, privately in his shop.

WILLIAM HOBBS *sworn.*

I was absent at the time the theft was committed.

THOMAS LEE *sworn.*

I am a servant to Mr. Hobbs, he is a linen draper, Cannon-street; the prisoner at the bar came into the shop on Wednesday last the 10th about three in the afternoon, in company with another person, an elderly gentleman, in order to purchase some pocket handkerchiefs.

Q. Did you know the elderly gentleman?—I did not; the boy in the shop shewed him many; I was present, the other man purchased four, the prisoner paid for them; they had some difficulty in casting up how much they amounted to, the old gentleman desired the boy to make out a small note with it, I accidentally was standing at the door, and this man came out with something under his jacket or coat, which he has on now; I had a suspicion that he had stole something by seeing something underneath his coat, I saw something like a kind of a border of a handkerchief; I saw he walked pretty fast and then began to run; I followed him and took hold of him by the collar, and took from under his coat a dozen of handkerchiefs which I know to be the property of Mr. Hobbs.

Q. When he was going out you observed this dozen of handkerchiefs?—I did, and they appeared like borders of handkerchiefs.

Q. In such a manner that you could hardly be deceived?—Certainly.

Prisoner. I thought they were the handkerchiefs that the man had bought.

Lee. The man had those himself, and they were then laying on the counter and he took them.

Q. Did they walk out together?—No, this person left the other in the shop while the note was drawing out.

ANDREW WOOD *sworn.*

I was coming past; I saw the prisoner come out of the door with something under his coat; I am servant to a drug-gift

gift in St. John's-street, Smithfield; he walked pretty swiftly before me towards Cree Church-lane; after that I saw Mr. Lee come after him without any hat, and seize hold of him by the collar, and I saw him take the handkerchiefs from under his coat; he got away from Mr. Lee and was going to run away, and I seized him by the collar and brought him back again to Mr. Hobbs's shop.

JOHN BOWEN *sworn.*

I am a constable, and have got the handkerchiefs; Mr. Hobbs gave me the handkerchiefs; he confessed it to me as I was taking him to the Compter and begged for mercy, he said, he was very sorry for what he had done; I said nothing to him to induce him to confess; I told him I could do nothing in it.

THOMAS MOLE *sworn.*

This prisoner came in and asked to look at some pocket handkerchiefs, and I immediately shewed him those which he afterwards took, and he said they were not the kind which he wanted; I did not see him take them; Mrs. Hobbs was in the shop, and she did not see him take them. (Produced and deposed to by Mr. Hobbs.)

Prisoner. I have nothing to say for myself, only I took them in a mistake thinking they were the same handkerchiefs that the man had bought; I was in liquor at the same time.

The prisoner called five witnesses who gave him a character.

GUILTY,

Of stealing to the amount of 4s. 11d.

(Aged 38.)

Imprisoned one month in Newgate and publicly whipped.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

385. **JOHN GREEN** was indicted for stealing, on the 20th of March, a woollen cloth great coat, value 10s. the goods of Alexander Purfe.

WILLIAM WAKEFIELD *sworn.*

I am shopman to Mr. Alexander Purfe, pawnbroker and salesman, in London Wall. On the 20th of March, about five o'clock in the afternoon, as I was busy serving some customers, a person called out at the door and informed us that a man had taken a coat from the door, the coat hung up at the door, our other young man, who was in the shop, immediately went out, and I went out as soon as I could, and as soon as I went out myself, I saw the young man had got the man by the collar, and another man picked up the coat and brought it to me.)

GEORGE RUMBOLD *sworn.*

I am a servant to Mr. Purfe. On the 20th of March, some person called out that a man had taken a coat from the door; I immediately jumped over the counter and ran down the street, and I saw the prisoner with the coat, he ran down the street, down London Wall, he saw me coming after him and he threw the coat from him, up the stable yard, and he ran over the way; I brought him back to the shop; I never lost sight of him.

JOHN FENNER *sworn.*

I produce the coat, I received it of this gentleman's master. (Deposed to by Rumbold, as the coat he hung up in the morning, and that which he saw chuck from him.)

Prisoner. At five o'clock I was going down London Wall, I saw that coat lay, and I picked it up, I had not walked above twenty yards before somebody called out stop thief; hearing the report of

of stop thief ; I was frightened and threw it down.

GUILTY. (Aged 20.)

Imprisoned one month in Newgate and publicly whipped.

Tried by the London Jury before

Mr. COMMON SERJEANT.

386. **WILLIAM SPELMAN** was indicted for stealing, on the 6th of March, one pewter quart pot, value 1s. the goods of John Waters.

JOHN WATERS *sworn.*

I am a publican ; I live the corner of Cock-lane, Giltspur-street. On the 6th of March, the prisoner came in about half after nine or near ten in the morning, he asked for a pint of purl, he paid for his purl, there was no attention paid to him ; while I was in the cellar, and other people absent, he concealed the pot under his apron, leaning his elbow on the table ; Charles Smith came into the passage and informed me there was a person taking my property away, and told me if I would go into the tap room I should see the person no doubt ; I went into the tap room and saw the prisoner leaning on his elbow, he offered to go to the door, and I went after him and stopped him, and told him he had got something that was not his own property, and I found this pot in his breeches, my pot ; he begged for mercy, when I told him I should certainly make an example of him for others, because I had lost sixteen dozen within this six weeks ; he said, I might do my worst I could not hang him ; he was very sober.

GUILTY. (Aged 40.)

Imprisoned three months in Newgate and publicly whipped.

Tried by the London Jury before

Mr. COMMON SERJEANT.

387. **ROBERT OWEN** was indicted for stealing, on the 21st of March, a glass jar, value 1s. three quarters of a pound of biscuits, called napple biscuits, value 1s. the goods of Susannah Robinson.

NATHANIEL ROWLAND *sworn.*

The prisoner came into the shop and took a biscuit, and took and put it into his pocket, and then takes up the glass of biscuits and ran off, and I ran after him and took him with it in his hand, and brought him back with the glass, and took him over to the watch-house ; Mrs. Robinson lives in Barbican, she is a pastry cook.

—— **CONSTABLE** *sworn*

I was the officer of the night ; I have got the biscuits and glass.

Court to Prisoner. Have you any father and mother boy ?—No ; I was an apprentice to a chimney sweeper.

Constable. He is an apprentice facing my house ; he has been in my house an hundred times ; I never lost any thing after him.

Court to Prisoner. Is your master here ? — No, he works at an inn.

Mrs. ROBINSON. *sworn.*

This is my property, but I do not wish to be harsh with him, I have children of my own.

—— ——— *sworn.*

I am the sister of the prisoner, he was an apprentice to a chimney sweeper, but he is now out of his time.

GUILTY. (Aged 14.)

Fined 6d.

Tried by the London Jury before

Mr. COMMON SERJEANT.

ANN

388. ANN HEATHEY was indicted for stealing, on the 4th of March, half a guinea, two shillings, and six pence; the monies of Daniel Macmins.

DANIEL MACMINS *sworn.*

I am a salesman; I live No. 38, Crown-court, East Smithfield. Between the hours of eight and nine in the evening of the 4th of March, Monday, I was coming up to Mr. Gerards's, the Crown in the Minories to get my uncle, who lives there to come to supper; I went through a passage which was dark in the way to this house, and there this woman came up to me and demanded six-pence, and there was a man and woman along with her in the mean time in the place, it is a darkish alley; I refused to give her six-pence; she said, give me six-pence and you shall go along with me; I did not go with her, and then she comes up to me and got her left hand round my middle and her right hand in my breeches pocket, and took out half a guinea, two shillings and six pence, she did this directly as I refused to give her the six-pence. I takes hold of her by the cloak directly and said, you have robbed me; and she stretched up her hand to the other woman and gave her something; there was some people in the street, and I called out to the people in the street, and she went along with me into Mr. Gerards, I searched her.

Q. Was you sober?—I was.

Q. Had you been drinking?—I had one glass of gin; that was all, the whole day long.

Q. Did not you stop to talk to this woman?—I did not.

Q. She asked you to go with her?—She did; and then she got hold of me round the middle and took out the money.

Q. Did she come before you, or behind you, or how?—She came before me and quite lifted her feet from the ground; she got hold of me so fast I thought it

1 i

was impossible almost she could get hold so fast only with one hand.

Prisoner. Did you come out of Mr. Gerards?—I was going to Mr. Gerard's for my uncle to come and have some supper.

Prisoner. When he came up to me there was no soul in the narrow passage?—There was a woman in a red cloak and a tall man, and they spoke together, but what I cannot say, and she said, in the mean time, when I took her into Mr. Gerard's, that she would let me have her cloak to get half a guinea upon at pawn; the prisoner asked me if I would search her? I said, no, I would send for an officer; she desired to be searched by the woman of the house and her mother.

WILLIAM GERARD *sworn.*

About half after eight o'clock Mr. Macmins brought this woman in by the shoulder, and she was taken up stairs to be searched, but there was no property found.

EDWARD JOLLY *sworn.*

I was the constable that was called upon to take charge, and I asked the parties whether she had been searched, and they said they had searched her.

Prisoner. Between the hours of eight and nine I was going through this turning, there are three different ways into the place, one goes into Rosemary-lane, another into the Minories, and the other into Goodman's-yard; this man was standing up in the corner, he laid hold of me and said, woman you have been just in my company, I gave you sixpence; I said, I never saw you with my eyes; I asked to go to the watch-house; no, he said, I should go where he thought proper; he took me into Mr. Gerard's and there he searched me, and found nothing; I am totally innocent.

Not GUILTY.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

JOHN

389. JOHN THOMAS otherwise MANSFIELD was indicted for stealing, on the 30th of March, a wooden barrel, value 3d. and forty one salted herrings, value 3s. the goods of Philip Edridge.

— sworn.

I live with Mr. Edridge; I was at my business under the fish board and I heard some noise; Mr. Edridge is a fishmonger, he lives in Smithfield, the corner of the Ram-inn; I immediately ran to the door and I saw that young man run across from the door with the herrings in his hand; I saw him put them down and a young man ran after him and caught him, and brought him back to my master; I am sure he is the same young man that took the herrings.

Prisoner. It was not me that took the things at all; I don't know anything of the matter.

Court. Did you see him take them? — I did not; I saw them in his hand.

Prisoner. They were in a sheep pen when they laid hold of me.

Court to witness. What did he do with them? — I called stop thief; and he put them down; he had them in his hand before, running across the road.

Prisoner. I was going through Smithfield market and they hallooed out stop thief; and they came to me and I said, I was willing to go along with them.

Court to witness. Are you sure that he is the man? — I never lost sight of him.

PHILIP EDRIDGE *sworn.*

When I was called they had him in possession; they were my herrings and tub.

— TAYLOR *sworn.*

I produce the herrings and tub. (Deposed to.)

Prisoner. They laid hold of me; I went with them into the shop, and stood an hour before any body came to me, while they were gone for the constable; I have no witnesses here; I work at the brickmaking sometimes.

GUILTY. (Aged 18.)

Permitted to go to Sea.

Tried by the London Jury before

Mr. COMMON SERJEANT.

MISDE.

M I S D E M E A N O R S.

393. **G**EORGE WEBB was indicted for uttering on the 19th of February, a bad half crown to one John Hopwood.

Indicted in a second COUNT for uttering a bad half crown on the 22^d of February to one Belcher.

Indicted in a third COUNT that within ten days after the said uttering of the last piece of false and counterfeit money he did utter another counterfeit half crown to the said John Belcher.

(The indictment was opened by Mr. Knowlys; and the case by Mr. Fielding.)

THOMAS HOPWOOD *sworn.*

I am servant to Mr. Crawley, chymist and druggist, No. 181, Bishopsgate-street without. On the 19th of February, about dusk in the evening, the prisoner at the bar came into Mr. Crawley's, I recollect him perfectly well, and asked me for one or two pennyworth of liquorice; I am not certain which, I served him, he gave me a half crown piece, not having sufficient change in the till I took the half crown into the counting house to Mr. Crawley; I observed it at the time and I doubted it was not good; he said, it is a good one for we are very careful in what we take; I am perfectly correct in that expression; this was before I took it to my master; I then took it into the counting house and gave

it to Mr. Crawley, he having a gentleman with him in the counting house not noticing it immediately he held it in his hand, or at least laid it down on the desk, Mr. Crawley gave me the change, and I delivered the proper change to the prisoner, and Mr. Crawley kept the half crown, this was on Tuesday.

Q. Are you able to recollect satisfactory whether that was the half crown that you gave to Mr. Crawley or not, and the same you received of the prisoner?—It was. The prisoner went away when I gave him his change; I saw him again in the shop on Friday the 22^d about dusk, and I saw him again on Saturday the 23^d, I cannot certainly say, but I think somewhere about seven o'clock, candles were then light; I believe he wanted then two pennyworth of tamarinds; Mr. Belcher served him in my presence, he tendered half a crown, then he was taken up.

Q. Then he came with half a crown each time?—Yes.

Q. Who has got these pieces of money?—I have got the first and have kept it in my possession ever since; I received it of Mr. Crawley.

Q. What day did you receive it?—Saturday evening.

Q. Are you sure that the prisoner is the man that was there on the 19th?—I am perfectly sure.

Prisoner.

Prisoner. I have a person here that I was with him all the day from two to nine.

Court to Hopwood. Are you sure it was the prisoner?—I am; I have seen him several times; I know him by sight, it was between four and five in the evening that he came.

JOHN BELCHER *sworn.*

I live at Mr. Crawley's, druggist in Bishopsgate-street, he came to our shop on Friday the 22d of February, near dusk, somewhere about six o'clock, and asked for a pennyworth of tamarinds; I served him, he gave me half a crown, I made an observation that it seemed rather suspicious; I being in a hurry I put it into the till, and gave him the change, I made observation enough to know it again; when I had given him his change he went about his business; I saw it again in the morning when the silver was taken out of the till, it was brought to me in the shop by the clerk; I have no doubt but it is the same half crown I took of him; there was no other half crown in the till but that at the time; I have very little doubt.

Court. Though there had been no other half crown in the till at the morning, might there be not another in the evening after put in or some one taken out?—Not to my knowledge, and I was there all the evening after. I saw the prisoner come on Saturday about the same time, he came for two pennyworth of tamarinds, I served him with them and he pulled out a half crown and tendered to me, which I accused him of being a bad one; the constable has got that; I then accused him of giving me a bad half crown and of taking two before of him of the same stamp; he seemed very agitated in his appearance, and Mr.

Crawley was near, and I gave the half crown into his hand and then Mr. Crawley sent for a constable; the constable has got that half crown, Mr. Crawley gave that half crown to the constable as soon as he came; when the constable came he was searched and there was found on him two good shillings and four pennyworth of halfpence.

Prisoner. I had two pennyworth of bad halfpence, and that the constable said before my Lord Mayor.

WILLIAM CRAWLEY *sworn.*

I am a chymist and druggist in Bishopsgate-street. On Tuesday the 19th of February my shopman, Mr. Hopwood, brought an half crown in to me, and I had a person with me, I clapped it down on the desk, I gave him two shillings and six-pence without looking at it, I concluded he knew what money he had taken; about five minutes after when the gentleman was gone I saw it was a bad one; I then went out to him and asked him if he knew he had taken a bad half crown? he said, no; I asked him if the person was gone? he said, yes; I told him to be careful for he would certainly be there again as he had put it off so easy; I gave it to Mr. Hopwood on Saturday, I made a small mark on it before I gave it him; on the Friday morning following which, I believe, was the 22d, my apprentice brought the money out of the till into the counting house, his name is Joseph Price, he is not here, Price brought the money out of the till; I saw another bad half crown, I saw it correspond with the half crown I had before, I took it backward and laid it down on the desk, and let it lay there till Saturday evening, when the prisoner came into the shop again; the half

half crown lay on my desk till Saturday night, when I gave it to Mr. Belcher, I gave him the same half crown on Saturday night following; on the 23d I happened to go forward, not knowing any thing of the prisoner, when Mr. Belcher had served him he said, this is the man that has given the two half crowns before, he has now given another; and he put the impression into my hand; and I kept it in my hand till I gave it to the officer.

Belcher. I can swear to the half crown I took of the prisoner on Saturday by the mark I put on it, and I believe the other is the half crown I took on Friday, but I cannot swear to it.

ROBERT CLITHEROW *sworn.*

I was the constable; I was sent for by one of Mr. Crawley's servants I saw the prisoner there; I searched him and found on him 2s. and three pennyworth of half pence at least; I did not tell them, I told Mr. Crawley there was no other bad money about him, and I returned it to the prisoner; I got an half crown of Mr. Crawley. (Deposed to by Mr. Belcher as the one Mr. Crawley put in his hand on Saturday night.)

JOHN CLARKE *sworn.*

These three half crowns are all counterfeit, and I have not a doubt but they are all of one die; they appear to me to be struck.

Prisoner. I have this to say, I did not design giving them a bad half crown. On Saturday night I was going to my aunt's to inform her that I had a child that was dead, and another ill; going past I was going into this shop for two pennyworth of tamarinds, and got this half crown to pay for the tamarinds; they said I had offered two bad half crowns there before; I told them I never offered

a bad half crown to my knowledge; they said I was there yesterday; I said, I am sure I was not here yesterday, because I can prove I was at home all day yesterday, I was not out; the gentleman said I was there in the evening; and I subpoenaed the man that works for me to prove that I was not out of my own shop.

Court to Belcher. Are you sure that man was there with the second half crown as to his person?—I am confident of it; I saw him on Tuesday.

GUILTY,

Imprisoned twelve months in Newgate, and to find security for two years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

391. **MOSES JULION** was indicted for rescuing and putting at large four persons unknown, in the charge of William Cromwell and William Barnett, charged with stealing four woollen jackets, value 18s. the goods of James Hart.

Indicted in a second COUNT for the same offence, only varying the manner of charging it.

WILLIAM CROMWELL *sworn.*

I am a constable. Elizabeth Hart, who gave the charge, cannot be found; she has left her lodgings; there was an alarm coming down the Bridge, stop him! stop him! there was a parcel of people running, I said, stop who? they said they had taken away a jacket.

WILLIAM BASSETT *sworn.*

I was coming promiscuously over the Bridge: I did not see the robbery, I saw the charge given.

K k

MAT-

MATTHEW WALKER *sworn.*

I did not see the robbery, but I was there at the time the charge was given.

NOT GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

Sophia Langford, Sarah Townsend, John Sharp and Joseph Spencer, capitally convicted at a former Sessions, were put to the bar and severally accepted his Majesty's pardon, on condition of transportation for the term of their natural lives.

A complete

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Mansfield

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F I N I S.

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON;
AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT
JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 29th of *May*, 1793, and the following Days;

Being the FIFTH SESSION in the Mayoralty of
The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

MANOAH SIBLY,
PROFESSOR OF SHORT-HAND, No. 35, Goswell-Street,

And Published by Authority.

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THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

BEFORE the Right Honourable SIR JAMES SANDERSON, KNT.
LORD MAYOR of the CITY of LONDON: The Honourable SIR
WILLIAM HENRY ASHURST, one of the Justices of His Majesty's
Court of King's Bench: SIR JOHN WILLIAM ROSE, Serjeant at
Law, Recorder of the said City: John SILVESTER, Esq. Common-
Serjeant at Law of the said City; and others, His Majesty's Justices
of Oyer and Terminer of the CITY of LONDON, and Justices of Gaol
Delivery of NEWGATE, holden for the said City and County of MIDDLESEX.

London Jury.

Thomas Preston
Edward Howel
Joseph Cecil
Joseph Green
Thomas Bond
Joshua Windfor
David Bligh
Jonathan Cope
John Morgan
Joseph Scammell
Edward Davis
Thomas Swaine

First Middlesex Jury.

John Beard
John Seigny
Stephen Jarvis
Thomas Williams
John Nimmow
Cornelius Neape
William Farmer
John King
William Middleton
John Thomas
John Hurley
Robert Clarke

Second Middlesex Jury.

Thomas Ham
Samuel Gardener
James Stevens
Edward Owens
James Small
Edward Blissett
Thomas Boot
Thomas Pilton
Eufabius Say
William Storr
Ivy Hairs
William Hargrave.

392. **A**NN SMITH was indicted for stealing, on the 24th of May, a linen shirt, value 5s. the goods of Valentine Pearce.

MARY PEAROE *sworn.*

My husband name is Valentine Pearce; I am an housekeeper in No. 2, Lloyd-street, Whitechapel. The prisoner was an entire stranger to me, she came into the yard and took the linen, I saw her take it, I was at a window; I went to her and I caught her in the fact; the shirt belonged to a gentleman who keeps a chandler's shop next door; I am a washerwoman, and was to be paid for washing it; I stopped her with the property under her arm in my passage, coming out of the yard door; I have kept the shirt ever since. (Produced and deposed to.) I laid hold of her and called my husband to my assistance, and he came and took her into my own apartments, and took the shirt from her.

VALENTINE PEARCE *sworn.*

I am the husband. She had the shirt under her petticoat, under her arm, and and I took it from her.

Prisoner. I went to this woman to enquire after a woman that lived up one pair of stairs, one Mrs. Jones; I saw the shirt lay as I went up stairs, and did not know what it was; as I was coming down stairs, just at the bottom of the stairs, this gentlewoman came out and said I was going to steal the shirt; I told her I was not going to do any such thing; she called her husband out, and they took me into the room, and then she went and put the shirt in some water to rince it while they sent for the constable

and when he came, and we were going to the justice's that gentleman came running after her, and said she had made a mistake and taken the wrong shirt.

Court to Valentine Pearce. Did you ever know this woman before?—No, she was an entire stranger.

GUILTY. (Aged 33.)

Imprisoned three months in Newgate and fined 1s.

Tried by the first Middlesex Jury before Mr. RECORDER.

393. **WILLIAM CLIFF** was indicted for stealing, on the 12th of April, thirty-nine yards of white thread edging lace, value 2l. the goods of Judith Seymour Griffiths, privately in her shop.

Indicted in a second COUNT for stealing the same lace in the dwelling house of the same prosecutor.

JUDITH SEYMOUR GRIFFITH

sworn.

I am a linen draper, haberdasher and hosier. On the 12th of April, on a Friday, about the hour of one, the prisoner came into my shop and desired to look at some silk handkerchiefs, which he did not approve of, he applied at this time to my servant, Ann Williams, but it was in my hearing; he wanted some other pattern; he then came to me to the other side of the shop, I was serving some costumers at that time, I shewed him the sort he asked for, he still did not approve of them, he said he would go and consult his mother; he went out

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of the shop and returned again in about a quarter of an hour, he then desired to look at some thread edgings; the drawer was put for him to look at, he put his hand into the drawer and made choice of one, and asked me if I could make him a shillingworth, to put to his handkerchief, to wear of a Sunday; I was then engaged with some other customers, I did not immediately answer him, but I stood before him with the drawer of lace; he desired to be shewn some coarse worsted stockings; my servant seeing him throw the lace about suspected something; I had spoke to her to serve them, and she did not serve him directly, and I asked her why she did not shew the stockings? after that my servant got the stockings for him, she looked at me, but I did not know the cause, after that he looked at the lace, and he said there goes my mother, and he ran out immediately; I saw no more of him; while he was in the shop he stood immediately before the drawer of lace.

Q Was his mother a person known to you?—No. My servant saw him put the card of lace into his hat, and she told me when he was gone; I said, then why don't you go out after him? and she and her fellow servant, Daniel Haywood, immediately went out after him, and they all came back together, he was brought back presently; my servant, Daniel Haywood, produced the lace to me, and the lace has been in my possession ever since.

Q What is the value of that lace?
—About 39s. the prime cost.

Q How long might you have had it in the house?—About a month.

Q How did you know it to be your lace when you saw it again?—Because I am confident to the pattern.

Q Did you miss such a piece of lace?—I did; I went and looked immediately; there was no cards found, he

had taken the lace off when I missed them; they were different pieces of lace on different cards, there was five cards brought back but only four pieces of lace; the cards had the private mark of the shop on, my own hand-writing, with the letters M. D. and M. N. I missed eight cards of lace, I only recovered four, all one description of lace, the same sort, but different prices; I had about forty-eight cards of lace in that drawer.

Q Do you know the quantity that were on the cards?—Yes, I know the quantity, I believe it is marked on the cards, I am not certain, but I believe it is.

Q What was the quantity taken from the prisoner?—Thirty-nine yards; I am certain it is my lace.

Mr. Knowlys. You are a widow lady?
—I am.

Q Have you any person that has any interest in the business carried on at your shop besides yourself?—No.

Q This Ann Williams was serving at this time in your shop?—She was.

Q You was a good deal angry with Ann Williams that she did not immediately stop him, and give the alarm before he was out of the shop?—I was.

Q She might have stopped him or gave the alarm?—She represented that she had seen the fact, and I was angry that she had not given the alarm immediately.

ANN WILLIAMS *sworn.*

I am a servant in the shop; I know the prisoner, I saw him come in and ask for some silk handkerchiefs, he asked them of my fellow servant, the boy Daniel Haywood, he shewed him some, and he approved of none, then he wished to have some with spots in them; then I shewed him some, and he said he did not approve of

of them, he said he would go and call at his mother's, and he went out and was gone about a quarter of an hour, then he returned in again, and asked to look at some edging for an handkerchief to wear, he looked at it and there came in a lady who asked my mistress to shew her some bonnets; my mistress then left the lace drawer before him; he said he would choose the pattern himself, and then he would give it her to cut off when he liked the pattern; my mistress left the drawer while she attended to the lady; he then looked at me and told me he wanted some strong stockings; I then was attending on two ladies, I could not attend him immediately, I told him I would as soon as I had waited on the ladies; I was keeping my eye on the drawer before him; my mistress said, why do not you get the stockings for the young man? I went then and got them down, says I, sir, here are the stockings you asked for; and turning in that moment I see him place a card of lace in his hat; I said, here is the stockings you wish to see; he then threw open the door and said, there goes my mother, and went out; I said to my fellow servant, there is that young lad has got a card of lace, and placed it in his hat; we went out directly after him, Daniel Haywood and I; we did not lose sight of him; we took him in Castle-court; we found nothing on him; he ran all the time we saw him; he ran into a house and down the stairs into the shop, it is a carpenter's shop where they work; we followed him and I took his hat off, and there was no lace there, and I saw some lace laying about a yard from him, loose off from the card; I think there was about nine yards of that found first; it was white thread edging lace; after that my fellow servant went back to the cellar to look for the cards, and he found a quantity more; I found

the nine yards on the floor;—I saw it there, about a yard from the prisoner, a gentleman picked it up and gave it Daniel Haywood in my presence; Daniel Haywood has kept these nine yards ever since.

Mr. Knowlys. The prisoner was not at first pleased with the handkerchiefs that you shewed him, and he left the shop, saying, he would go and ask his mother concerning the propriety of what he should buy; and then he went out and stayed about a quarter of an hour; did you afterwards see his mother?—No.

Q It took him some time to go and consult this person whom he said was his mother?—He was gone about that time.

DANIEL HAYWOOD *sworn.*

I am a servant in the shop; I remember when the prisoner was in the shop; I did not see him take the things; he came in and asked to look at some silk handkerchiefs, and he went out and returned in about a quarter of an hour, and then he came in and asked to look at some edging; he said he wanted about a shillingworth; the one he chose was too fine, we could not make a shillingworth of it; then he asked my fellow servant for some coarse worsted stockings, after looking for the stockings she happened to turn round and see him place a card of lace in his hat; I did not see that, my mistress desired me to run out, and I ran out directly, I pursued him up Castle-court and kept him in my sight till he went into a house; I followed him into the house, it was a carpenter's shop; he went down into the cellar; I went down after him; when I went into the house there was a woman coming up stairs.

Q Did you see any lace on him?—No, me and my fellow servant went down stairs and she pulled his hat off, she found no edging in it; there was a man came down with us, he went about three quarters

of a yard, as near as I can guess from the prisoner, picked up the edging and gave it me. I cannot say exactly how much the quantity was, the man picked it up and gave it me into my hand; I have kept it ever since; I did not find any cards at that time, went again and found three more parcels of lace within a quarter of an hour, about ten minutes afterwards, both times we found thirty-nine yards.

Q. Did you find any cards?—No, a shoemaker brought some cards; I have all the lace and have kept it by itself. (Produced.)

Q. Did you bring the lace home yourself the second time you went?—I did.

Q. Now as to the cards, is the man here that found them?—He is, his name is John Howard.

Q. How soon were the cards brought to you afterwards?—They were brought within ten minutes after the first parcel of lace was found; the shoemaker has the care of the cards, that found them.

Mr. Knollys. When he first came in he asked for handkerchiefs, that seemed to be the article he wanted?—It was.

Q. He then said he would consult his mother?—He went out for some time, and came in again about a quarter of an hour.

Q. Then it was, and not till then that he thought to ask for lace, the second time coming in?—It was so.

JOHN HOWARD *sworn.*

I am a shoemaker; I have some cards. (Produced.) I found them in my privy the 12th of April, somewhere about ten or eleven o'clock, I am not certain to the time.

Q. Is your privy near the carpenter's house?—No, it is No. 2, in Church-lane, almost facing the house of the prosecutrix.

Q. Do you know the carpenter's cellar where the prisoner was found?—

No. The prisoner asked leave of me to go into the privy on the 12th of April, it was before he was taken up; I never saw him before, he stayed in a very short time.

Q. How soon did you find them after he was gone from the privy?—Very near an hour.

Q. Are you positive as to the person of the prisoner?—I am; there was another lad with him, and he came to my house to buy a pair of shoes, and while the other lad was trying the shoes on the prisoner asked leave to go to the privy; the other lad had the shoes and the prisoner paid for them; I took these cards over to the prosecutrix and asked her if they belonged to her? and she said they did.

Court to Ann Williams. If I understood you right, you said you pursued this lad and you never lost sight of him till you got to the cellar?—I did not lose sight of him, I am certain of it. These cards he had taken before, the first time, unperceived, but there was nothing missed till the second time; the first time he came the drawer of lace was placed on the counter, and he stood before it.

Q. How many cards are there?—Five.

Q. You then don't know as to the fact only to his taking one card?—No, I only see him take one card.

Prisoner. I am quite innocent of the charge laid to me.

The prisoner called four witnesses who gave him a good character.

GUILTY,

Of stealing to the value of 4s. 10d.

(Aged 12.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. RECORDER.

394. MARY

324. MARY SMITH was indicted for stealing, on the 14th of May, twenty four yards of linen cloth, value 2l. the goods of John Clarke, privately in his shop.

JOHN CLARKE *sworn.*

I am a linen draper. On the 14th of May, about two o'clock in the afternoon, I was called into the shop, one of my young men had followed this woman out of the house, she had got the cloth during my absence from the shop; when I was called in I desired them to take care of her, and she was taken in a coach to the watch-house; I saw nothing taken from her.

JAMES GREEN *sworn.*

I am a servant to Mr. Clarke. This Mary Smith and another woman came into the shop, the other woman asked for some remnants of cotton, at low prices, while I was looking for it, there lay some irish linens on the counter, I asked the prisoner and the woman to walk down to the other end of the shop; Mary Smith told the other woman to follow me down, and she could have the choice of the patterns; the other woman came after me, and I cast my eye round and I saw Mary Smith offering to go out of the shop, and, as I thought, in a very suspicious manner; I got over the counter and I followed her out; she got by the time I got to the door to the passage, adjoining to our house, belonging to a pawnbroker, and she was then pulling out the piece of irish linen from under her cloak; I laid hold of her arms and the piece of cloth likewise, and told her it was none of her property, she must come back with me; when I got her into the shop she told me she was only joking and she asked me if I would let her go? I told her I did not intend to let her go till such times as she had been to the justice's.

Q. Did you take the linen from her? — I took the linen out of her hand. (The linen Produced.)

Q. How much is there of it? — Twenty four yards it is marked O. H. in Mr. Clarke's own hand writing; this piece was laying on the counter along with the others when I went to the back of the shop.

Q. Do you know from the quantity of the stock you have whether there was any missing? — No.

Q. Can you speak from the appearance of the counter? — I did not take any particular notice.

Q. Then besides these marks of O. H. is there any thing else that you know it by? — Nothing else.

Q. What may the value of it be? — Two pounds; we gave more than two pounds for it as a shopkeeper.

Q. Did you see this woman do any thing that induced you to suppose that she took any thing? — I never did, it was merely her walking off that led me to suspect her.

Q. How soon did your master come in after this? — I went immediately to him and he came; there was another young man in the shop besides me, he is not here, he saw nothing at all of it.

Prisoner. I never was in this shop in my life-time? — I have no doubt about her person.

Prisoner. I was going into the pawnbroker's to fetch an apron out.

(The property depoted to by Mr. Clarke, by the private mark in his own hand writing.)

Court to Mr. Clarke. Can you swear you never sold it? — I cannot say that.

Q. Nor you did not know it was missing in fact? — I did not.

Q. How long had that mark been put on? — About a month or six weeks.

Prisoner. I was going into the pawnbroker's to fetch an apron out of pawn;

as I was going into the shop a woman came into the passage and dropped something at my feet, what it was I did not know, and one of the gentlemen came to the place immediately and took me into his shop, and took and put me and another woman in a coach, and took us to the justice's, from thence they sent me to this place, and the other woman they let go about her business. Gentlemen I am quite innocent, neither was I ever in the shop in my life.

GUILTY. Death. (Aged 32.)

The prosecutor recommended the prisoner to mercy.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

395. BENJAMIN CUTFORD was indicted for feloniously making an assault, on the King's highway, on Thomas Mills, Esq. on the 19th of February, and putting him in fear and feloniously taking from his person, and against his will, a leather purse, value 1d. and three guineas and half a guinea; the goods and monies of the said Thomas Mills.

(The case was opened by Mr. ———.)

THOMAS MILLS *sworn.*

On the 19th of February, on Tuesday, I was going to Oxford with Mr. Blackstone to attend the election, the election of a warden of a college there; we left my chambers about nine o'clock in the evening, we had a post chaise and a pair of post horses of Mr. Stirling, who lives in Cary-street; just as we had past Holland-house a man rode up towards us on the side on which I sat, the window was down, he said something I did not understand and put a pistol to the chaise, the boy did not stop and the man past on,

having failed in his attempt to stop the chaise the first time, he returned immediately and put the pistol again to the chaise, and called on us to stop and deliver our money; the evening was lightish, so that if I had looked particular I could have seen the person of a man, the postilion did not stop this time, and then he threatened the postilion, I then called to the postilion to stop, which he did, and he again presented his pistol, and I gave him a red leather purse, which contained three guineas and a half, which I had took out with me to pay my expences to Oxford; he asked for our watches which I did not choose to give; he asked for them once or twice, but I believe a carriage was then coming on and he left us without taking them; the pistol I perceived to be a screw barrel pistol, that I could see distinctly; when I came to Hounslow I proposed writing to my clerk to let him know what had happened; I returned from Oxford on Thursday; he was taken up on Saturday, when he delivered his keys which were carried to the place where he said he lodged, and opened a trunk and we found this leather purse and these pistols.

Q. He gave the key of his trunk on being asked?—He did. The purse from the appearance I believe to be mine; from the sight of the pistols which I saw in the chaise I should have thought them rather smaller than these appear to be.

Mr. BLACKSTONE *sworn.*

I was in the chaise at this time; the man came up just as we passed Holland-house; the postilion did not stop at first, and the man came and put his pistol again, but I cannot speak at all to his person.

JAMES BURROWS *sworn.*

I drove the chaise on the 19th of February, we went down at nine o'clock, we got past Holland-house, a man rode by

by and spoke, I did not understand exactly what he said; then he came to the chaise door again and spoke; still I kept driving on, and Mr. Mills told me to stop, and then a man came up to me and said, damn your eyes if you do not stop I will shoot you; or, blow your brains out; one of them; then I stopped, he went to the chaise door, and I took particular notice of the mare, knowing the mare was out at the same time.

Q. Did you get off your horse?—No. It was a mare with a white face and cropt ears.

Q. Was he on the side you rode, or on the other side?—On the other side.

Q. From the observations you made of the man, can you say that is the man now in the court?—I cannot. After he had committed the robbery he told me to drive on; he called to me at a distance from the chaise; from that I drove on.

Q. Was you at home when the mare went out that day?—I was.

Q. Did you at the time of the robbery think the mare was your's?—I did.

Q. Did you see the mare that morning?—I did. The mare was my master's, it went out about three o'clock in the forenoon; that is the man that took her out of the yard.

Q. Was you at home before the mare was brought back?—No, it was brought back before I came home.

Q. How soon did you see the person who rode the mare again?—On the Monday following, I believe, on the day I went to Bow-street.

Q. At the time of the robbery did you recollect it was the same person that took the mare away?—Yes, I know the man for I had seen him two or three times before at my master's house.

Q. Do you know what his business was at your master's when you saw him there?—He came for a horse.

Mr. Knapp. At the time of the robbery you did not know the man at all?—I did not.

Q. You say the man that came for the mare you knew his face perfectly, you had seen him several times before?—Yes.

Q. He had been frequently in your master's yard for a horse?—He had.

Court. At the time of the robbery you could plainly see his face?—No, I principally took notice of the mare.

WILLIAM HACK sworn.

I live with Mr. Stirling, he is a stable keeper.

Q. Do you remember on the 17th of February any body hiring a horse of your master?—Yes, the prisoner came into my master's stables, on Tuesday the 19th, I had saddled a horse for the prisoner two or three times before; my master was not at home and I saddled him one, and he went out of the ride with it about three o'clock in the afternoon; it was a bay cropt mare, short crop, a star in the forehead and a blaze down the face; he returned about a quarter after ten, the same person as took her brought her back; when he came back I was in the stable and heard the call of hostler, and I went and took the horse in, soon after he came into the stable and gave me six-pence and desired me to give him change and keep three-pence for myself; I saw him next after that on Saturday evening about eight o'clock, he came and asked if he could have a horse, and came down to me and said he wanted it the Sunday, the next day, to go to Hampton Court, and while I was talking to him my master, who had followed him down the stable, came and took him into custody; I was present, my master took him by the collar and went with him to Mr. Mills's chambers in Lincoln's Inn.

Mr. Knapp. You say it was three o'clock he came for the horse?—It was.

Q. After

9. After he had committed the robbery, supposing him to have committed it, he came again to the same house for another horse.—

BARTHOLOMEW STIRLING

sworn.

I live in Cary-street; I keep a livery stable; I know the prisoner by making application for a horse three, four or five times; I was not present on the 19th, he had a horse then from my house; on the same day Mr. Mills ordered a chaise to take him to Hounslow; I sent this boy with the carriage; a little before ten o'clock I heard the cry of hostler, in the street; I ran into the street, and when I came into the street the mare was facing the street door, says I, this is a mare of mine, not pleased that she had been out, I put my hand on her and found she was in a violent heat; the prisoner was the man who came with the mare; I said, you have rode this mare fast; says he, I have not rode her far; then, says I, you have rode her too fast; I made the hostler hear as soon as I could, and he came to the gate and took the mare up to the stable; the prisoner then walked into the house and called for a pint of porter; while he was drinking of it he went into the stable and to the hostler, and returned and went with his porter and drank it in an inner room, and paid for it, and wanted a farthing out of his two-pence; I told him we always charged two-pence a pint in that room; he wished me a good night and went off. When the boy returned he told me the transaction that had happened, and brought me a directions from Mr. Mills for me to give to Mr. Mills's clerk, giving a statement of the robbery, in order that his clerk might give information at Bow-street, as I understand; when I saw Mr. Mills's clerk, I said to him, we had better keep this business a secret, and not expose it, for I dare say he will be coming again for another saddle horse

in a few days; we did keep it secret, and on Saturday evening following he came again, about eight o'clock, I immediately knew him, he came and asked for the same mare as he had on Tuesday; that mare was engaged; he walked into the stable and there had agreed with the man for another mare; I went after him and said, pray where do you live? says he, at the Spread Eagle, in Gracechurch-street; I took him then by the arm, and I said to him, you are accused of committing an highway robbery the last time you hired my mare; he says in answer, me accused of an highway robbery? yes, says I, you are, and so strongly that I must detain you till you have cleared the matter; I then took him by the arm, says I, we will go to Mr. Mills to see if he is at home; I desired the hostler to go with me, when we came to Mr. Mills's chambers, Mr. Mills was not at home, his clerk was at the chambers; I said to him, this is the man that hired my mare, that the hostler says the man was on that robbed Mr. Mills; says he, Mr. Mills is not within; he not being within we concluded to take the man to the watch-house, we took him to the watch-house and I fancy some little time after Mr. Mills returned and went to the watch-house to him, about half an hour after he had been in custody, as I should suppose. He did live at the Spread Eagle in Gracechurch-street.

Mr. Knapp. So that the place where he told you he lived was the true place where he did live?—It was.

2. And he expressed a surprize in saying when you charged him with the robbery, me accused of a highway robbery? in that sort of way?—He did.

Prisoner. I hired a horse on Tuesday the 19th of February to go to Mitcham; I went to Mitcham; I was there on some business; I returned from there about seven o'clock and came to the turnpike at the Obelisk, the other side of Blackfriars Bridge, about nine, and from the turnpike I rode the horse very hard to this man's

man's house. When I was taken to the watch-house on Saturday, I, without any hesitation, told Mr. Mills my lodging; on the day following, which was Sunday, I sent to an acquaintance who lived in Chancery-lane to get me some clean linen, as I had not changed since Friday; I delivered my keys to my acquaintance and desired him to bring my linen to me; he went and brought me word that Mr. Mills arrived there just at the time he arrived, and prevented him executing that order that I gave him; I had told him to leave every thing safe in the trunk, only to bring me some clean linen; I cannot say any more; I was at a great distance from the place where the robbery is said to be committed; I know nothing of it; I am quite a stranger to the business; I cannot prove an alibi, but there are some respectable people to my character.

The prisoner called two witnesses who gave him a good character.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice ASHURST.*

396. JAMES HASTINGS, JEREMIAH ROSE and PETER DOUGLAS were indicted for feloniously breaking and entering the dwelling house of Evan Austins about the hour of six in the afternoon, on the 9th of May, no person being therein, and stealing therein nine linen shirts, value 5l. three mens cloth coats, value 3l. three muslin cravets, value 5s. four muslin handkerchiefs, value 6s. a pair of silk and worsted stockings, value 2s. a pair of worsted stockings, value 1s. four pocket handkerchiefs, value 4s. the goods of Thomas Shutt.

THOMAS SHUTT *sworn.*

Evan Austin is my landlord; I do business for Mr. Howard in Old-street. On the 9th of May a person came to me there informing me that my apartment was broke open, I live in Leather-lane, St. Andrew's parish, Holborn; I went out near eight o'clock in the morning; I returned about seven in the evening; I was informed of the robbery when I was at business; I immediately went home and found my door had been opened, the door of my apartment, I left it locked and had the key in my pocket.

Q. Was the outer door of the house locked?— I cannot say. I lodge up one pair of stairs, other people lodge above me; the people that keep the house lodge below.

Q. How did the lock seem to have been opened?— When I put the key in to attempt to lock the door, I found the lock had been strained, I could not get the key in, I found the door open, or at least upon the latch; there were three coats gone, two close bodied coats and a great coat, nine shirts, four neck muslin handkerchiefs, three muslin cravets, a pair of silk and worsted stockings, a pair of worsted stockings, four pocket handkerchiefs; the shirts were entirely new, they cost me a deal of money, I valued them altogether at 9l. the boy that came for me informed me that the prisoners were in custody, they were down at the public office in Hatton-garden; I went down to Hatton-garden and the things were there produced, and I saw the prisoner Hastings, and when I came to examine him he had got a great coat of my own on his back, and one of the officers took it off his back; I understood that some of these things were taken from him before.

LEMON

LEMON CASEBY *sworn.*

I am an officer of Hatton-garden; I had the prisoner Hastings given into our custody at Hatton-garden, I and my brother officers, we searched him, and we found two pick lock keys in the pocket of Hastings, one pick lock key was chucked down in the office, we don't know who by, it was found in the office; this coat which was on the prisoner Hastings's back, the prosecutor owned, I took it off his back in the office.

2. Did you find any thing more on any of the prisoners?— I had nothing to do with the prisoners afterwards; the accomplice gave me an information against Douglas and Rose; Rose was apprehended that same evening. (The coat taken from Hastings produced and depoted to by the prosecutor as his own, and as left in his room when he went out in the morning.)

THOMAS SHERRIN *sworn.*

Being at my own door the 9th of May, between six and seven in the evening, I observed some men on the opposite side of the way, I observed them some time, and had a suspicion that things were not altogether right; I after that went into the yard behind my father's house, when I came back I was told that one of them had gone into a house nearly opposite, Mr. Austin's house; I then went round the corner to see for assistance at Elliot's and Harris's, and there I found them together; I mentioned my suspicion to them, Mr. Elliot and Harris were together, and I desired them to look out, and returning a very short time afterwards I saw the prisoner Hastings come out of Austin's house, I followed him about twenty or thirty yards and then laid hold of him; I then brought him back to my father's door, a number of people were collected about at the time, and his coat and waistcoat

was unbuttoned or tore open, I cannot say which, and these things that were taken was under his clothes, and in the course of the time he dropped something out of his apron, but I cannot tell whether he dropped them after I had hold of him or no; I cannot say any thing but to Hastings, I followed him, and never lost sight of him; the others I cannot positively say they are the men. (Produces a silk handkerchief and a pair of silk and worsted stockings, which are depoted to by the prosecutor.)

ROBERT ELLIOT *sworn.*

Mr. Sherrin came to me and told me that he suspected some thieves had gone into a house, to commit a robbery, just opposite his house, he told me when they came out to give an eye, in a few minutes Hastings and Stevens came out with this property on their heads; we came out and cried stop thief! me and Mr. Sherrin; and Hastings threw down these bundles; I am sure to one bundle, the other has had some other things mixed with it at the office, but it is all what they stole. Stevens he ran away with them, the things I produce; and I took him with the property on him; they were taken to the office (produces two coats and one shirt, which are depoted to by the prosecutor.)

GEORGE EWER *sworn.*

On Thursday the 9th of May, Hastings was brought to our office in Hatton-garden assisted by Stevens; I searched the prisoner Hastings and took two pick-lock keys from his person; here is a letter which came from Jeremiah Rose threatening the evidence; I cannot prove the hand writing, but it was thrown over the wall of the office in Hatton-garden; I cannot tell by whom.

JOHN ROGERS *sworn.*

I saw three out of the four that committed the robbery about the door that day,

day, one that is admitted an evidence, and Hastings and Douglas ; I saw Peter Douglas standing nigh the window, and about the window, while the others committed the robbery, after I had heard the cry of stop thief I went out to the shop door, and I saw Hastings running across the way with something in his apron ; after that somebody seized him at the corner of the street, I don't rightly know who, and there were some things dropped, among the rest I very well remarked a green coat which proved to be the property of Mr. Shutt.

2. Was you present when the bundle was taken from Hastings ?— I saw him drop the things.

Prisoner Douglas. This person swore at the justice's that he saw me pass and repass on the Wednesday before this robbery was done, three or four times. — I swore to the best of my knowledge I saw him the afternoon before the robbery about the door, but I swore positively that I saw him the afternoon the robbery was done.

WILLIAM MAY sworn.

I know very little concerning the robbery ; I heard the cry of stop thief, and I ran the same as another man, I saw Douglas and the other man, named Rose, to the best of my knowledge, but I am positive to Douglas, I saw them very near the place they robbed, and Mr. Butcher cried out May take them, and I attempted to take them, Douglas hit me a blow and knocked me down at the time I was in pursuit of him, and they were not taken at that time.

Prisoner Douglas. I wish to know where it was he stopped me ?— Within about twenty yards of the house that was robbed, in White Hart-yard.

JOHN BUTCHER sworn.

On Wednesday evening the 9th of May, between six and seven o'clock, I was

standing with Mr. Sherrin, that has been examined, and we see three men standing together, which are the three men at the bar now, the prisoners, they seemed as if consulting about something, and I says to Sherrin, I think these men are after no good, we will stop a moment and see what they will attempt to do ; accordingly Hastings, who is one of the prisoners, walked away from them and walked to the house door where the robbery was done at, the door was open, he stood there with a pretence to make water, which I fancy he did, he then went on a little further to a gateway just behind the house and there he stopped to see if any body was watching of him ; I left the door and was going into Mr. Sherrin's shop when he was coming back from the gateway, while I was going through Mr. Sherrin's shop from the parlour he told me there was one of them men gone into the house ; I waited a short time and out came one of them, which I did not see before, it was Stevens the evidence, he came out with several things in his apron ; I immediately said, that is none of the men that I saw, where is the other two ? Hastings came out with him ; I immediately followed Hastings with several things in his apron ; I told Mr. Sherrin that this was the man that I saw talking with the other two ; I am sure the other two are the men that were consulting with Hastings before the robbery ; I walked back again to the place where I had been talking with Mr. Sherrin, and Hastings came across there, and I laid hold of him by the collar, as soon as I laid hold of him by the collar, he dropped several things out of his apron, I think there was two coats among them, and one was a green one ; I then gave him to Mr. Sherrin, and says to him, there he is ; it being very ill convenient for me to attend at this place, I went off and knew nothing further till Mr. Blamire sent for me.

D

SIMEON

SIMEON STEVENS *sworn.*

We went from one Mr. Williams to a house in Leather-lane; I don't know the gentleman's name that keeps the house, Austin is the name, I believe; I went in company with Jerry Rose, Jemmy Hastings, and Peter Douglas, all three of them, we went there between six and seven.

Q. For what purpose did you go?—To rob the house.

Q. Did you go in there?—Yes, I went in first.

Q. Was the outer door shut or open?—Open.

Q. What did you do there? did the three prisoners go with you?—They did; I went up first and James Hastings came after with a bag.

Q. Did they all three go up?—No, only James Hastings.

Q. What became of Rose and Douglas?—They stayed at the door to receive the property; I went up and stood on the stairs, and soon after James Hastings came up and with a picklock key opened the door, James Hastings undid the door; there was some people below on the ground floor; then when the door was opened we went into the one pair of stairs room, we took a good deal of linen there, and coming out again James Hastings and I were taken.

Prisoner Hastings. The evidence, Stevens, came to me to Mr. Williams, the Duke of Argyle's Head, Leadenhall-street, and asked me to go with him to carry some wearing apparel; I went with him to Leather-lane, we came to the house and he told me to stop at the door, while he went up stairs; he went up and came down again with two bundles under his arm, and he gave me the keys and one of the bundles; as to the two prisoners at the bar they are innocent of the robbery.

Prisoner Douglas. The witness Stevens, cannot say that I knew any thing of the robbery.

WILLIAM HASTINGS *sworn.*

I am the father of the prisoner Hastings, and I brought him up, and gave him a good education, equal to my trade, and I beg for mercy.

James Hastings, **GUILTY,**

Of stealing in the dwelling house, but not of breaking and entering, no person being therein.

(Aged 19.) **Death.**

Jeremiah Rose, **GUILTY,** ditto.

(Aged 28.) **Death.**

Peter Douglas, **GUILTY,** ditto.

(Aged 28.) **Death.**

*Tried by the first Middlesex Jury before
Mr. Justice ASHURST.*

JAMES SPENCER was indicted for stealing, on the 5th of November 1791, eleven iron bars, value 16s. an iron rail, value 4s. the goods of William Pardo Allet, affixed to his dwelling house.

WILLIAM PARDO ALLET *sworn.*

I live in St. John's-street. On the 5th of November 1791, there was eleven iron bars and an iron hand rail stole; on learning they were stole I sent for Mr. Lucy the constable to make enquiry, and he returned in about half an hour and said he had found them; the scraper was left on the steps, I took it up myself in the morning; I went with Mr. Lucy to where the bars were; I was took down to Mr. Pallet's, and they were in possession of John Hodelle; I was very much surprised, I asked him how he came by them; he said he bought them of one Spencer a smith; when we took them I compared the two bars with the scraper that was left, and they exactly corresponded, since which time I have also tried each into

into the stone steps and they exactly correspond; I can swear they are my iron bars, they were given into the possession of the constable and there they have been ever since.

JOHN LUCY *sworn.*

On the 5th of November 1791, I was sent for by Mr. Allet, who informed me of the robbery, in coming back again I received an information that some bars had been carried into Mr. Pallet's yard that morning that answered the description; Mr. Pallet is an ironmonger in St. John's-street; I went there to John Hodelle the warehouseman, he informed me after a little conversation, that such things had been brought in that morning, and was brought by one James Spencer a smith; I went to Mr. Allet's and Mr. Allet came with me with this scraper; I found it corresponded with the part broke off between two of the iron bars, Mr. Pallet ordered his man to deliver them to me; we went after Spencer to his lodgings, but did not find him. On the 5th of this month I had occasion to go to the police office in Hatton-garden, and there I recollected him again, and I charged him with this offence before the magistrate, and sent for the prosecutor, he was at the bar at the office, charged with an offence and I knew him again; I since have fitted them to the place they were taken from and they all corresponded entirely.

JOHN HODELLE *sworn.*

On the 5th of November 1791, I was a servant to Mr. Pallett, between seven and eight in the morning, James Spencer brings these bars in for sale, I buys them of James Spencer for Mr. Pallett, in a short time afterwards Mr. Lucy comes in and asked whether I had not bought some bars? I told him yes, I went and shewed him them, and he went to Mr. Allet's and they came down together, and Mr. Allet said they were his property, he

brought a scraper to which two of the bars corresponded, which it had been between; Mr. Lucy and I goes in search after the prisoner and could not find him we went several times, once or twice afterwards and could not find him till Mr. Lucy saw him at the office.

WILLIAM HARPER *sworn.*

On the 5th of November 1791, John Hodelle told me the weight of some iron which he had weighed in the warehouse, and I paid the money, the man whom Hodelle brought in with him was James Spencer,

Prisoner. My name is Spencer, and I am innocent of this matter.

Court to Hodelle. Look whether you see Spencer in the court?—Yes, I do, that is the man that is at the bar.

Prisoner. I never meddled with that iron nor knew any thing of that iron; I am innocent of the affair; the prosecutor never saw me before, nor I him; I am very innocent of the matter; I have a wife and family; I know nothing about it.

The prisoner called two witnesses who gave him a good character.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice ASHURST.*

398. ANN WALKER was indicted for stealing, on the 8th of May, a silver watch, value 2l. a steel watch chain, value 2s. a metal watch key, value 1d. a steel bed hook, value 1d. the goods of Thomas Poyntell.

THOMAS POYNTELL *sworn.*

I am a journeyman carpenter; my wife and I have been parted these three years by agreement.

Q. How came you acquainted with the prisoner?—I was too late to get into my lodgings.

lodgings on Wednesday evening, the 8th of May about eleven o'clock, I lodge adjoining to the Six Canns in Holborn; I tried to get in and could not get in; coming from the gate, this Ann Walker accosted me and asked me for a glass of gin.

Q. Had you ever seen her before?—I think I have some knowledge of her by standing at the gate; I have stood there at times, and I think I have some knowledge of her face before; she took me over the way to the wine vaults, and we had a glass of gin.

Q. Did you go into a room with her?—No; she came out and took me by the hand, and said, go along with me to my lodging; I went along with her, and when I came to the lodging, (her lodgings are No. 9, Star-court, it leads out of Holborn into Lukener's-lane or Luke-ner's-street,) when I came into the room she asked me for a compliment; I asked her what it was? she said half a crown; I paid her half a crown; I had no more silver.

Q. Was there any witness in this place but yourself?—None in the place but myself.

Q. Was you sober?—Yes, sober enough; I was as sober as I am now; I had been drinking in the evening part of two or three pints of beer.

Q. Had you been at work that day?—I had not; I had been about business for my brother-in-law.

Q. Had you drank any liquor in the course of the day?—Not in the day time, in the night I had part of six pennyworth of rum and water that was with this woman before I came to the house and that was all then, and I had only two or three pints of beer all the whole day. I gave her half a crown; then she requested me to give her something to drink; I said, I have no more silver; she said, you have more money; I put my hand into my pocket and gave her half a guinea to

go and get something; she went to the door and talked as if talking with somebody to give an order for the liquor, and then returned in again, and was there about ten or twelve minutes, or thereabouts; I said, this liquor is a great while coming; she said, I think it is; then she turns about and whips my watch out of my pocket.

Q. Did you perceive it go?—I did, it was a silver watch with a steel chain, a metal watch key, and a steel bed hook; she was gone out about a quarter of an hour after she got the watch, and then returned in again, as soon as she returned in again I said, give me my watch.

Q. Did you permit her to go out with your watch?—She went out in an instant as she got the watch; it rained as hard as it could rain, and it was very dark, and I was in an entire strange place.

Q. Did you ever get your watch again?—Neither the watch nor the money.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

399. THOMAS ROBERTS was indicted for stealing, on the 6th of May, 13l. in monies numbered; the monies of William Borradaile, Richardson Borradaile and John Atkinson, in the dwelling house of the said William Borradaile.

WILLIAM BORRADAILE sworn.

I am an hatmaker; my partners names are Richardson Borradaile and John Atkinson; I keep the house, I dwell there; none of my other partners dwell there; I lost to the amount of one hundred and thirty pounds and upwards; the prisoner was an apprentice of captain Hodgson's, of the Cornwallis, who desired he might stay as a clerk in our house while

while he was gone to India he is now on the eve of departing, he came to us about a twelve month before he was taken up, in May 1792. The beginning of February last our petty cash keeper came to me, and in consequence of some information from him the prisoner was taken up on the 6th of May, and committed to the Poultry Compter, having previously confessed in my hearing.

Q. At the time the confession was made had you made him any offer of favour or threatened him?—Never.

Q. Had you said any thing at all to make any impression on his mind, one way or the other?—I had not.

Q. Had you taken him up?—I had not.

Mr. Knapp. I understand there is a written confession.

Court to Prosecutor. Was there a written confession taken?—There was on the 7th of May.

Q. Did you see the prisoner sign it?—I did, I see him sign something, I cannot say it was this paper.

Q. Do you know there is any body else here that see him sign that paper?—I don't know there is.

Q. When was this written confession made?—He was taken up on Monday the 6th of May, the confession was made on Tuesday.

Q. When was the other confession made that you was talking of before?—That was on Monday morning the 6th of May, he came to me, to the counting house, and said that he was the person who had robbed the desks; I had sent for him into the counting house and asked him why he went out on the Sunday without my leave. On the Saturday, previously, I questioned him how he came by such and such clothes and he had often been flush of money, I did not know that it was with my own money; I questioned him how he came by such and such clothes, he having laid out about twenty five pounds, I asked him where he had

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got the money? he replied, from a Mr. Law the third officer in the ship Cornwallis and whom he sailed with, and with Mr. Hodgson; he said that he had had various sums at different times but could not tell within ten or fifteen pounds how much he had had of Law, Saturday evening I forbid him to go out of my house on the Sunday without my leave. On the Sunday morning I got access to Mr. Law and he denied every thing that the prisoner said; on his coming into the counting house on Monday morning, I asked him why he went out the Sunday contrary to my express approbation? he said he had been to Thomas Burton, a weaver at the Bohemia Tavern, Turnham Green to tell them of the business which had happened.

Q. What did he mean by that business?—Alluding to the business of robbing the desk; I understood that he had been to Robert Burton to tell him that he was like to be found out for robbing the desk, and I understood that he told Robert Burton that he was like to be indicted or found out, and that he could not have these clothes, they would not be delivered to him which he had ordered of Mr. Richards; I had been previously on the Saturday morning with Richards the taylor, he said in this conversation, that he had taken the money out of the desk, after he had talked about Burton and Richards, not before; after this I sent for the witness Robert Hop Massey the cash keeper, who had been discharged from our service, from suspicion of being concerned in the robbery, he had left us the 25th of March; I sent for him and his brother; on their coming I told them that his brother's character was clear; I called the prisoner into the parlour and in the presence of the prisoner told Robert Hop Massey that the prisoner had confessed that he had taken the money, and that I was glad my suspicions were wrong; he then confessed to them what he confessed previously to me; after which I

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sent for the constable and took him to the Compter.

Q Have you ever found any of your money that was missing?—Never; the first time I heard any money was missing was the account given me by my cash keeper, he is here; I missed out of my own desk eighteen or twenty or twenty-two pounds which I did not miss till the 25th of March; three guineas of which the prisoner told me he took away from a particular bag, and described it; I asked him by what means he got at the desk? he said he had four keys which opened it, which keys he flung down the necessary.

Q You did not see these guineas I suppose?—No.

Mr. Knapp. Mr. Borradaile, I want first of all to be better acquainted with this house of yours; you say you have two partners, Richardson Borradaile and John Atkinson?—Yes.

Q The house and the warehouse adjoins?—They do.

Q The rent of the house is it borne by you or all your partners?—I am the landlord of the whole, and I charge the trade with a certain portion of the rent.

Q Then the dwelling house, your dwelling house, is paid for by all the partners?—I pay for the whole in the first instance, and I charge to the trade for the proportion of the rent.

Court. Do you charge any proportion for the dwelling house?—Not for the dwelling house.

Q Where was this counting house?—In the warehouse.

Q Which it is paid for by the trade?—It is.

Q Is it all under one roof?—It all adjoins.

Q You are the only person that dwell there?—Yes, I consider myself as the master, but the other partners dwell there occasionally.

Court. Then that takes it out of the act.

Mr. Knapp. At first when you suspected the prisoner I think it was on Saturday the 4th of May?—That was the first time I had any conversation, I suspected him previously.

Q On Saturday evening you stated to me before, that you had no sort of conversation with the prisoner?—Not in the evening; I had a great deal in the middle of the day.

Q Do you remember saying this to him, that the best way to save you the trouble, and the prisoner the disgrace, would be for him to confess that he had robbed you, for now is the time for to stand or fall?—I never said any such a thing.

Q Nor to that effect?—I am positive I did not.

Q On Monday following did you promise or say any thing at all about shewing him mercy?—Not in the least.

Q Did you say any thing like this, that if he could find any friend that could make up the money the matter should be hushed up?—Never.

Q How long had the prisoner lived with you before you suspected him at all?—He came to us in May 1792, and I did not suspect him till after this deficiency was found out.

Q Will you have the goodness to recollect whether when he came to you from captain Hodgson, he did not come with an excellent character?—He did.

Q You say that of Massey, you had entertained suspicions of him, and in point of fact he had been discharged?—Not in consequence of dishonest suspicion; I had given him notice to quit our service before that, but he did not quit it without suspicion, because he could not account for these deficiencies.

Q After

Q. After his discharge and before any suspicions fell on the prisoner, had there not been a considerable number of deficiencies and mistakes happen?—Never since Massey was discharged there was no mistake, but before there was reason to suspect.

Q. Do you recollect having any conversation with the prisoner at the bar on Monday before you went to the magistrate's?—None but what I have related.

Q. Then there was no conversation of this sort, I am in hopes that captain Hodgson will come forward and make up matters, to which you answered, if captain Hodgson will do that I am satisfied?—Never.

Q. Had you not some conversation about six or seven o'clock in the evening when captain Hodgson and Mr. Barvis was present on Monday?—I do recollect we had some conversation in the afternoon, we were in the parlour together, and Roberts said he was a bad fellow, and deserved any punishment that should be inflicted on him, and that he would suffer the punishment due to his crimes.

Q. I wish you would be kind enough to recollect again, for I have it in my instructions said, that you made a promise of some sort of favour or held out a favour to this man?—Never.

Q. By whose means did you discover that he had robbed you?—By his own confession alone.

Q. He came then voluntarily to you and acknowledged himself to be guilty of a capital crime; then it did not proceed from any conversation that you had with him, but he came to you point blank at once?—He did, point blank at once, without any sort of inducement, promise or threat.

Jury. There had been some conversation respecting his clothes?—There had, but that was on Saturday the 4th.

Court. You mean to say that he made the confession without any sort of inducement held out by you?—He did so; and said what I have said already.

Q. Was there any recommendation to him to tell the truth if he was guilty, or to that effect, or that you would not prosecute him if he would tell who was the thief?—Never.

Q. So then there never was any promise of reward, or promise of screening him from justice, or any thing to that effect?—There never was.

Mr. Knapp. Then I am sure the man must be a madman.

ROBERT HOP MASSEY sworn.

I was Clerk to Mr. Borradaile in October last; when I entered into the service of Mr. Borradaile, I was put under Mr. John Clarke, the Clerk of the counting house, who, after I had been there about a fortnight, entrusted me with the petty cash, after having kept it about two months, one day I found a deficiency of about fifteen pounds, the prisoner being in the counting house, I mentioned it to him, he advised me to mention it to the head clerk, which I did, and the head clerk wished me not to communicate the business to Mr. Borradaile, he would see if I had made any mistake; it passed on for five or six days, when I reckoned up my cash again and I found five or six pounds more short, which I again mentioned to the head clerk; he advised me the same as before, and every time that I went to examine it I found it five or six pounds short; I took care to mention it every time; it came to the amount of one hundred and twelve pounds one shilling and four pence short in the course of six weeks; the head clerk then advised me to make up the deficiencies and say nothing about it to Mr. Borradaile; with the advice of my friends I communicated it to Mr. Borradaile,

Borradaile, who made me reply that he could do nothing in the business; my friends coming forward they were determined to have the business investigated; I was examined on the 18th of March before Mr. Alderman Wright.

Q. Had you left your place at that time?—I had not; I did not leave it till the 25th, on some disagreement between Mr. Borradaile and me, not relating to this money at all, I was present on the 6th of May at Mr. Borradaile's, the prisoner there confessed that he had taken all the money I had lost.

Mr. Knapp. Why Mr. Massey, you had like to have got into a scrape here?—It was a private examination, sir.

Q. You did go before Mr. Alderman Wright?—I did.

Q. Who attended there?—Mr. Borradaile.

Q. On the 18th then every thing was settled, and you was discharged before the Alderman?—I was totally to Mr. Borradaile's satisfaction.

Q. So well satisfied that he kept you seven days after. How came you to keep all this so snug from your master?—By the advice of the head clerk.

Q. He was the person that invested you with the cash?—He was.

Q. So you chose to pursue the advice of the head clerk instead of going to your master?—I thought the head clerk would advise me to the best.

Q. Did not you think it was very odd to lose till it amounted to the tune of one hundred and twelve pounds? did you not think it extraordinary that he should give you this advice?—I did not know his reason, the only reason he gave me was that Mr. Borradaile would think it very careless of me.

Q. Therefore he, in order to screen you, advised you not to tell your master; so he and you kept it snug to yourselves till

it amounted to one hundred and twelve pounds?—No, it was known to others in the house.

Q. What do you mean by this man's confession when you came into the parlour on Monday?—Mr. Borradaile said, do you choose to confess before Massey what you have said just now? He then said, yes; and he told the story.

Q. And not till then in your presence?—Not till then.

Q. When was you discharged?—On the 25th of March.

Q. Seven days after you had been before the alderman.

THOMAS MASSEY *sworn.*

I am clerk to Messrs. alderman Wright and Gill, and Co. in Abchurch-lane. In October last my brother went into the service of Mr. Borradaile; Mr. Borradaile put him under his head clerk, soon after he lost the sum of fifteen pounds; after it was the sum of one hundred and twelve pounds he told me, and Mr. Borradaile insisted on my brother's making it up; I went to Mr. Borradaile on purpose that an investigation might be made; Mr. Borradaile wished to know what kind of an investigation I would wish to have made of the matter; I told him, and my brother went before Mr. Alderman Wright with Mr. Borradaile, but not as that gentleman has represented it, he was not lugged by a constable but Mr. Wright sat as an arbitrator, not as the justice, the matter was determined to Mr. Borradaile's satisfaction, and Mr. Borradaile said he had no farther to look to my brother. On the 6th of May my brother and I were sent for to Mr. Borradaile's, when the prisoner confessed that he had taken the whole of the money that Mr. Borradaile had lost out of his desk.

Mr. Knapp. Mr. Borradaile insisted on your brother making up the deficiency?—He did.

Q. Where

Q. Where was Mr. Alderman Wright when he heard the parties as arbitrator? — In his parlour at Abchurch-lane.

Q. Did you go into the room at Mr. Borradaile's the same time as your brother did on Monday? — We all were in together.

Q. Then you heard something that your brother has stated that the prisoner said; will you state the particular words that Mr. Borradaile said to him? — Now Roberts will you state before Massey what you told me? and then he said that he had taken all the money that my brother had lost from his desk.

Prisoner. On Saturday morning Mr. Borradaile asked me where I got the clothes? I said I got the money of Mr. Law; he said he missed a good deal of money; I told him I was very sorry he suspected me; he said he would give me one hour to confess it in. On Saturday evening he called me up again and told me that he had seen Mr. Tomlinson, and Mr. William Borradaile said again that he had missed the money, and the best way would be to save him trouble, and me disgrace, to confess whether I had or no, and by that I should stand or fall, and he desired me to stop at home on Sunday; I went out thinking it was a liberty I had always took since I had been in the house. On Monday morning Mr. Borradaile came into the counting house about a quarter of an hour after, he then told me that if I would confess to the money being taken he would make up matters with captain Hodgson, and I should not hear any thing of it more.

Mr. Tomlinson and Captain Hodgson both gave the prisoner a good character.

GUILTY,

Of stealing but not in the dwelling house. (Aged 18.)

Transported for seven years.

Tried by the London Jury before
Mr. RECORDER.

400. JAMES WOOD was indicted for stealing, on the 15th of April, forty pounds weight of black pepper, value 3l. 10s. an hempen bag, value 1s. the goods of Edward Whitmell, William Whitmell, and Sarah Parker.

EDWARD WHITMELL *sworn.*

I am a grocer; I have two partners, William Whitmell and Sarah Parker. The prisoner was taken with the pepper on him by Wainwright.

JOHN WAINWRIGHT *sworn.*

I am the constable of Dowgate Ward. On Sunday morning the 14th of April at a quarter before six I was standing at the corner of the Mansion House, next to Lombard-street, the prisoner at the bar passed me as I stood at the corner, he had this bag under his arm, he was dressed in a porter's dress, and I thought it rather looked odd to have this bag under his arm at that time in the morning, he crossed the street and went by the Bank, up Threadneedle-street; I followed him up into Threadneedle-street; I got up to him, says I, young man what have you got here? he said he had got pepper; I asked him where he was going with it? he said, he was going to the Vine Inn, Bishopsgate; it was to go into the country; I asked him where the directions were? he said, he had lost it; I asked him how the waggoner could know where to take it to without directions? he said the man knew where to take it to; I asked him what weight it was? he said he could not tell; I asked him where he brought it from? he said he brought it from a grocer's in Bread-street, I told him it had a very bad look, I was afraid he had not come honestly by it, I would wish him to go back with me to see if it was right or wrong; he said very well; he came a little way back and then began to hang back,

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back, and desired I would let him go; I told him I could not think of letting him go by no means; he said he would give me his watch or any thing; I told him I should not let him go, I was a constable, and I took charge of him; when we were going back opposite the Bank he said it did not come from Bread-street, it came from Mr. Whitmell's in Cannon-street; I said, I know Mr. Whitmell very well; how could you get it out that time in the morning? he said, the carman got up to go with the horses, and he followed him out, that he was a porter in the house, and to the best of my knowledge, he said he lived in the house; I then put him into the Poultry Compter, and about eight o'clock I went to Mr. Whitmell's, and I sent word up to him by the servant that I would be glad to see him, and he came to me at last, and I informed him of the matter; I have had the property in my possession ever since.

Mr. Raine. I understand you to say, that he said, he got it of the grocer's in in Bread-street?—He told me, to the best of my knowledge, that he was a porter there in Bread-street.

Q. Afterwards he told you he belonged to Mr. Whitmell's?—He did, and I told him I knew Mr. Whitmell very well.

EVAN ROBERTS *sworn.*

I am a grocer; I am in the service of Mr. Whitmell; I am the warehouselman; I was informed of this on Sunday morning when I came home from Church, about twelve or a little after.

Q. Did you miss any pepper?—To the best of my knowledge there is not quite so much in the cask as ought to be; this cask was laying in the bottom warehouse, it had pepper in it.

Q. Is there any mark or any name on it?—I believe not.

Court to Mr. Whitmell. Can you identify it?—No, I cannot.

Not GUILTY.

Tried by the London Jury before
Mr. RECORDER.

401. RICHARD WOOD was indicted for stealing, on the 21st of April, three muslin neckcloths, value 3s. the goods of John Hebden, privately in his shop.

WILLIAM HEBDEN *sworn.*

I am a brother to John Hebden. The prisoner on the 21st of last month, at No. 49, Oxford-street, on Monday, in the year of our lord 1793, in the month of April, he asked to look at some silk handkerchiefs; I had not got any that would suit him; then he asked to look at some neckcloths, which I shewed him; he bought one which cost him four shillings, which he paid for; as I was going to wish him good night our young man came in and had a suspicion that he had got something inside of his hat, and he stopped him as he was going to the door, and he pulled off the prisoner's hat, and took the neckcloths out, and asked me if I could swear to the mark on them? I told him I could not.

Mr. Const. Are you sure that this happened on Monday?—Yes, it did.

Q. Not on Saturday, because Monday is the 22d?—It was Monday.

JOHN MANTLE *sworn.*

I came in on Monday as I had been out, and I saw Richard Wood in the shop, I had some suspicion of his having some neckcloths in his hat, from which I asked to look inside of his hat, and there I found a peck

neckcloth, which appears to be ours from the mark; I cannot say who's marking it is, because we have two shops, one in Holborn, but it is the same as ours; he had bought one and this appears of the same writing with that he had bought; I sent for a constable and had him taken up, and he was committed from the office.

Q Did you ever ascertain whose mark it was at either shop?—I never did; I have not had it since the constable took it.

Mr. Const. You went before the justice?—I did.

Q You know nothing of the mark yourself, and you applied to your master and asked him if he could swear to it?—I did not; I asked Benjamin Hebden, he said it was our mark.

Q So if this man had bought it at the other shop it must have exactly the same mark?—It must.

CHARLES HITCHCOCK *sworn.*

I know nothing further than being sent for as an officer; the things were taken from the prisoner before I came to the shop, and they were delivered into my custody, and this is the property delivered to me,

Prisoner. They are my property; I bought them.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice ASHURST.*

402. WILLIAM CLIFTON was indicted for stealing, on the 17th of May, a drawing framed and glazed, value 15s. the goods of Robert Jenkins.

(The case opened by Mr. Const.)

JOHN EVERETT *sworn.*

I live at Mr. Francis, St. James's-square.

On Friday the 17th of May the prisoner, between eleven and twelve, he was in the passage leading from the area opposite the servants hall, in Mr. Francis's house; he saw me in the servants hall and asked if it was the dutchess of Gordon's? I told him it was not, I told him it was the last house but one in the corner, a white fronted house; I went up the steps then and watched him, and I saw him go first to Mr. Barlow's, the house before the dutchess of Gordon's; he went down and was down there about the three fourth of a minute, he came up and past the dutchess of Gordon's and went into Lord Donnegall's, and went down that area, he did not go to the dutchess of Gordon's; when he came near Mr. Francis's house; I went from the steps to the stair case window, two pair of stairs, but when I got there I lost sight of him, from whence I concluded that he must have gone down some area; I waited there about two or three minutes, and then I see him come up from Mr. Hanson's area with something wrapped in a coat, which coat he had on when he was in our area, the same coat he has on now; I immediately came down from the window and went to the street door, and by that time he was a few yards distant from the door; I and John Jackson were together, and Manning followed very soon, after that Jackson and I pursued the man till he got to the corner of Queen-street, when he turned back hearing something of us, and he saw us, and he threw down the coat and whatever was in it; we pursued him, Manning took up the picture and coat; I and Jackson pursued him, we overtook him in about twenty yards from where he took the picture from.

Q Had you lost sight all this time after that you came to the door?—Never. We took him to Mr. Hanson's, and

and there the coat was opened and the drawing taken out.

Q. Did you see Jenkins the witness there?—Yes, he was sent for when we got to Mr. Hanson's.

Q. Did he claim the picture?—Yes, as soon as he came; from there we went to the justice's; while we were at Mr. Hanson's the prisoner claimed the coat the picture was wrapped up in, and we returned it, and he took it.

Q. Did any particular conversation pass?—At the justices I gave the same evidence as I give now; the prisoner said he was sorry for what he had done, hoping Mr. Jenkins would forgive him.

ROBERT JENKINS *sworn.*

Q. What is the value of the picture?—Fifteen shillings I valued it at; it is certainly worth that.

JOHN JACKSON *sworn.*

I remember Mr. Everett's pointing out the prisoner to me; I was on the stair case with Mr. Everett, and saw the prisoner come up with the coat under his arm and something in it from Mr. Hanson's; I ran down stairs and went to the street door, he was then about four or five yards before me; I pursued him very slow, making observations till he came to the corner of King-street, when he past a gentleman, and I ran and ran against the gentleman, and the gentleman said, what is the matter? the prisoner heard that, he looked over his shoulder, and then he threw down the coat against the iron rails; I pursued him for about twenty yards and then took him; I never lost sight of him from the time that he past our window till the time we took him; Mr. Everett and I brought him back to Mr. Hanson's, and there he desired we

would give him the coat, which is the same coat he has on now.

THOMAS MANNING *sworn.*

I was with these two gentlemen that have given evidence; I saw the prisoner throw down the parcel; and I took it up and carried it back to Mr. Hanson's.

ELKINS *sworn.*

I am the constable; I produce the picture delivered to me with the prisoner; I have had it in my possession ever since. (Deposed to by Mr. Jenkins.)

Prisoner. There is none of them can swear it was me that took the picture; as I was going down the Square this picture lay, and I picked it up, and immediately one of these two gentlemen came and knocked me down in the road, and immediately the picture fell, and then they took me to Mr. Hanson's, and from there to Marlborough-street.

The prisoner called his own father and two other witnesses to his character.

GUILTY. (Aged 17.)

To go for a Soldier.

Tried by the first Middlesex Jury before Mr. Justice ASHURST.

403. DAVID COLLYER, WILLIAM SHORT and SAMUEL STEELE were indicted for stealing, on the 6th of May, a watch, in a metal case, value 11. 1s. the goods of Thomas Palmer.

RACHEL PALMER *sworn.*

I am the wife of Thomas Palmer; my husband lost a metal watch the 6th of May; it hanged up by the chimney piece;

piece; I left my door to go to speak to my neighbour; there was no one in the house; when I went to go in again I saw the prisoner Collyer coming down the steps, I asked him what he wanted? he asked me if I sold bread and cheese? I told him no, he might have it at the last house in the railing, and I watched him on to see if he went in, seeing him not go in, but to make up to his companions, and they shuffling on together and looking back, gave me a suspicion, I went in and missed my watch, I came out and gave the alarm; they were pursued after, and the one that took the watch came back to a public house and called for some bread and cheese, and beer.

Q. Did you see him go into the house?—I did not, I was told by one that see him go in there; I went and see him there, and left him there and went home, I had young children at home, and I wanted to get home to them.

Q. When was he taken?—Between the hours of two and three.

Q. Who took them?—I cannot say, he was kept there till the other two men were brought to him.

Mr. Peate. You are a married woman you say?—Yes.

Q. What business is your husband?—He is a coachman.

Q. Does he keep a shop of any kind?—Yes, a little bit of a shop; I sell tapes and penny toys, and such like.

Q. Has your husband any partner?—No.

Q. How long had you been out?—About the space of four or five minutes.

Q. When did you hang the watch there?—It hung there always.

Q. Was it there when you went out?—Yes, because I left the chair just by it, and I saw it there.

Q. Can you take upon you to say that you saw it there, or only surmise

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it was there from being usually hung there?—I saw it there.

Q. What house was this you saw Collyer at?—A public house.

Q. What distance was this from your house?—About an hundred yards.

Q. You did not see your watch then?—No, I did not.

EDWARD WALLIS *sworn.*

I was drinking of a pot of beer at the Red Lion at Acton; I heard an oration there was a watch lost in the town, and I went out to the door, and I saw two of the people going up the hill, two of the prisoners at the bar, the two outside ones, under Mr. Venn's garden wall, they made a bit of a scuffle and put their hands underneath their breasts, I cannot say what for, but afterwards I found this here crow underneath the nettles close to the wall, then I thought by that, by the watch being lost it might be thrown over the garden wall, and I went and asked the gentleman's gardener to let me go into the garden, whereof he did, and I could not find any thing the first time, then I went in the second time, and I found this watch.

Q. How near was that place you found the watch to the place where you saw the man?—They went up to the top of the wall and turned round, and it lay at the top of the wall, about twenty yards from where the crow laid; Short and Steele were the men that I saw up there.

Mr. Peat. What time of the day was this?—Between the hours of two and three.

Q. It is a public highway?—I is.

Q. A good many people pass that way?—There is; it is the turnpike road to Uxbridge.

Q. The prisoners were in no other kind of action than what you have described?—No.

Q. Then

Q. Then all you know is, that the prisoners were on one side of the wall; and the watch on the other; the watch is not bruised, nor is the glass broke?—No.

Q. How high is the wall?—About seven feet high.

(The watch produced and deposed to by the prosecutor.)

Mr. Peat to Prosecutrix. Do you know the Number?—I cannot say the number.

Q. Who is the maker of it?—Read; it came from Buckinghamshire; I can swear it to be my watch by all the trinkets, it has a seal with two heads.

ROBERT NARROWAY *sworn.*

I was at dinner, and I heard the hue and cry of thieves, there was a watch stole; I saw Samuel Steele jump over Mr. Winter's gate, and I followed him, the gate leads to the plowed ground; I took him in one of Mr. Anthony's grass fields.

Mr. Peat. Was this near the wall that the last witness spoke of?—It was not far from the wall where he jumped over, but it was near half a mile from where I took him.

RICHARD GOSS *sworn.*

I am an officer of the parish of Acton, and I was sent for to take the care of these men, and in searching their pockets, in that man's pocket I found these things, a little chissel, an awl, a pen knife and a gun flint; they were all on William Short.

Mr. Peat. You say you have an awl there, a pen knife, a flint and a chissel, all very useful things to enable a man to take a watch from a mantle piece.

JOSEPH SALTMARSH *sworn.*

On the 6th of May as I was going through Acton I saw the three prisoners

at the bar, and I saw Collyer give Short something, but I cannot say what it was; I saw him do this facing the Red Lion at Acton; Collyer came back and the other two went on.

Q. Do you know Mr. Venn's garden?—I do not; I am not acquainted with the place.

Mr. Peat. It might be bread and cheese for ought you know that passed from one to the other?—When men have bread and cheese they generally are not ashamed of it, and put their hands behind them.

All three not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice ASHURST.*

404. HENRY EGANS was indicted for stealing, on the 10th of May, a base metal watch, with the inside case gilt with gold, value 1l. 10s. a base metal watch chain, value 1s. a base metal watch hook, value 1d. a stone seal set in gold, value 12s. the goods of Joseph Knowles.

JOSEPH KNOWLES *sworn.*

I left my watch carelessly on the seat in the necessary, at the Rose and Crown on Kew Green, about six or seven weeks ago, about ten minutes or a quarter of an hour after that I missed it, and I went back to look and it was gone; I live in Soho-square, No. 25. I don't know the prisoner; the watch was stopped on the prisoner; I offered a reward of two guineas for the watch; I offered it in half an hour of the time I lost it.

Mr. Peat. You live in Soho-square, No. 25; are you the master of the house?—I am steward to general Conway.

Q. You had a lady with you at this time?—Whether I had a lady or not is nothing to this affair.

Q. I

Q. I believe in point of fact you had ?
— If I had it is nothing to the purpose.

Q. You had a lady with you ?— I don't choose to answer it, unless ordered by the court.

Q. If you stand there till twelve o'clock at night you shall answer the question ?— I will if the court order.

Court. You are bound to answer that question ?— I had a lady.

Mr. Peat. You past there as a man of some distinction I believe ?— I paid for what I called for.

Q. Do you happen to know whether you was considered as a noble man there ?
— I paid for what I called for.

Q. Did not you assume some title ?
— No.

Q. Nor no title given you ?— No.

Q. In fact you was not called by any name of distinction ?— Not that I heard or knew of.

Q. Then it seems you did not ; but you offered two guineas reward for this metal watch ?— I did, and the landlord and this man went out with me to look for the watch, when he had it in his pocket.

Q. Then, sir, whether you knew it or not, you was considered there as a man of some distinction, and I thought you stated it to this court when you said you lived at No. 25, Soho-square.

Court. You did not happen to be known in this house where you called ?— I don't know that ever I was in the house before.

Q. How long was you in the house ?
— I slept there all night.

Mr. Peat. The lady was not your wife I presume ?— No, sir.

WILLIAM TAYLOR *sworn*.

I am coachman to Duke Colson, esq. he has a country house at Westborough Green.

Court to Knowles. You did not tell me the day of the month, or the day of the week ?— I cannot be positive, but

I think it was the 5th of April, I think it was Thursday night ; it was Friday morning I lost the watch.

Taylor. The prisoner came to me on the 9th of May, Thursday, came to town to me and asked me to go to Mr. Heather to ask the value of this watch ; he stopped and stayed with my horses the while ; it was neither offered to be pawned nor sold.

Q. How came you to go to ask the value of it ?— I went to oblige the prisoner. Mr. Heather looked at the watch and asked if I wanted to sell it ; I made answer, no, and I asked him if it was worth five guineas ? he looked at the watch and asked me how I came by it, and where I got it, where I stole it ? and stopped me in the shop till the prisoner came in and then we were taken to Bow-street.

Mr. Peat. It seems the prisoner held your horses while you went to enquire the value of this watch ; did he direct you to sell it ?— No, he did not.

Q. Nor you did not on your own account offer to pawn it or sell it ?— I did not.

Court. How soon was the prisoner taken up afterwards ?— In about a quarter of an hour.

Q. When you was detained by Mr. Heather did you give any account of the prisoner ?— I was detained two hours.

Q. I ask you when you was detained by Mr. Heather, did you give any account to Mr. Heather that the prisoner was holding your horses ?— I did, and I told him I had the watch of him.

Q. Where was the prisoner taken ?— He was taken in the shop ; he was sent for, and we were both taken together in the shop.

Q. Were you both charged with this robbery before the magistrate ?— Yes.

Q. You was discharged I suppose ?— Yes.

Q. Should

Q. Should you know the watch again was you to see it?—No.

Mr. Peat. The prisoner came with the person that was sent for him willingly?—He came willingly.

JOHN BECK HEATHER *sworn.*

Taylor the last witness brought the watch into my shop to know the value of it; from seeing of him I asked him a good many questions how he came by it and where he got it? and I suspected from what he said that he did not know any thing about it; I sent my servant privately to Bow-street to get a constable, and when the constable came I gave him charge of him; then he said he had the watch of a man that was with his coach three or four doors off, waiting with his coach and horses; then I sent the constable and my servant to tell the man to come; the prisoner at the bar said that he gave this man the watch, for him to ask the value of it.

Q. When your servant went after the prisoner, in what way did he come to your house?—He came directly with my servant.

Q. Did any thing pass that is material to state?—He said he found it in the necessary house, on the seat; I searched them both at Bow-street, and there they were examined; the coachman was discharged to take care of his horses; the other man acknowledged that he gave it the coachman to ask the price of it at my house.

Q. What was done with the watch after that?—I have kept it in my custody ever since, (Produced) it is a metal watch gilt with gold.

Mr. Peat. Then it was not offered to you either to pawn or sell?—This Taylor said he was to give five guineas for it.

Q. And the prisoner came willingly to your shop when you sent for him?—He did.

Court. Do you know whether he was a servant, or in what capacity he was.

Mr. Knowles. He was an assistant to the hostler at the Red Lyon-Inn, Kew Bridge.

Mr. Heather. The prisoner had a direction where to go with the watch to get the two guineas reward, it was found when he was searched; I saw it and read it.

— RUTHEN *sworn.*

I am a patrol under the direction of Mr. Addington; I was sent for to Mr. Heather's shop; this young man and the prisoner were in the shop at the time, and I was desired to take them to Bow-street; this bit of paper was found in his pocket where to take the watch to get the two guineas.

Mr. Knowles. It is the direction I left with the landlord. (The watch deposed to.)

Mr. Peat to Heather. Did the other man say before the prisoner that the prisoner wanted to sell it for five guineas?—No, it was before the prisoner came in.

Prisoner. I meant for the gentleman to have the watch, and I leave it to my counsel.

The prisoner called three witnesses who gave him a good character.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. RECORDER.

405. MARY MOORE was indicted for stealing, on the 29th of April, a cotton gown, value 2s. a cloth cloak, value 3s. four linen aprons, value 2s. two muslin handkerchiefs, value 6d. a silk handkerchief, value 2s. the goods of Jane Owens.

JANE

JANE OWENS *sworn.*

I am a single woman; I lost the things in the indictment on Monday morning the 29th of April, they were taken from the garret; the prisoner was a stranger, I never knew or see her before; I am a servant to Mr. Hughes, he is a steel worker; these articles were in the garret in my room; I went down stairs and left my garret door unlocked; they were some of them loose about the room, and some in a drawer which was not locked; I did not find the property with her; Mrs. Fox my mistress's mistress comes and gave an alarm first; she met her on the stairs; I first saw my things in Mrs. Fox's arms and the prisoner walking along with Mrs. Fox to our house.

ELIZABETH FOX *sworn.*

I am a washerwoman. On the 29th of April I was sitting out at my own street door on Monday between eight and nine in the morning; I live opposite Mr. Hughes in the same street; I saw a woman running out of Mr. Hughes's house, and Mrs. Hughes crying out, O dear, Mrs. Fox, that woman has got something out of our house; I ran after her and cried stop thief; I did not lose sight of her till I stopped her; she ran down a coach yard, just as I came up to her she threw down the bundle, it was tied up in a black silk handkerchief; I picked up the bundle and told her to come along with me back again.

Q. Was she detained then?—She was; I carried the bundle to the justice, and the constable has it since.

Q. Do you know the bundle again?—Yes, they were all the articles in the indictment, except two, which were taken out of her pocket.

SANDERS *sworn.*

I belong to Marlborough-street; I am an extraordinary constable; I was sent

for; I received the bundle of Mrs. Fox before the magistrate; when we took her to the watch-house I searched her, and I took an apron from before her, and this muslin handkerchief came out of her pocket.

Court to Owens. After the alarm, were the things brought back with the prisoner?—Yes.

Q. Who brought them back?—Mrs. Fox.

Q. Look at these articles, see if you know them?—They are all mine.

Prisoner. I leave it to my counsel. These things were given to me by a woman that was up in the house.

Mr. Knapp to Owen. Did not you hear that there was another woman?—No, I never did.

The prisoner called four witnesses who gave her a good character.

GUILTY. (Aged 36.)

Imprisoned three months in Newgate and fined 1s.

Tried by the first Middlesex Jury before

Mr. RECORDER.

406. RICHARD SHEPHERD was indicted for stealing, on the 23d of April, three silver table spoons, value 1l. 10s. two silver salt spoons, value 4s. the goods of Elizabeth Dolignon, widow.

THOMAS BOX *sworn.*

I am servant to Elizabeth Dolignon; she is a widow lady; the prisoner was a servant to Mr. Screen; he came with a note; he lives at No. 2, Hyde-street, Manchester-square; he came down with a note to Mrs. Dolignon; I was absent; I did not see him in the house.

SUSANNAH SANDERS *sworn.*

I am a servant to Mrs. Dolignon; the prisoner came to our house with a message on Tuesday the 23d of April, about

about nine o'clock in the evening, from Mrs. Screen.

Q. What part of the house was he in ?
—In the hall.

Q. How came you to charge him with taking any thing ? did you see him take any thing ?—No.

Q. How long did he stay in the hall ?
—About half an hour.

Q. Is the parlour near the hall ?—Yes.

Q. Where were the spoons missed ?—From the beaufet in the parlour.

Q. How soon were they missed after he was gone ?—I cannot tell ; they were missed the next day the 24th.

Q. Do you know whether the parlour door was locked or unlocked ?—The day he was there it was unlocked.

Q. Do you know how it happens that he is fixed upon for taking these spoons ?—No.

Prisoner. It was not nine o'clock, it was a little after eight.—I am not quite positive to the time.

JOHN BECK HEATHER *sworn.*

The prisoner at the bar came to my house on the 1st of May, I believe it was a Thursday, to sell a table spoon, between five and six o'clock in the evening ; I saw it broke, and I judged the prisoner might have stole it ; I asked him a good many questions ; he said he had it of his father about nine years ago ; with that I said to my servant, go and search him, and see if he has got any more, he heard me say that to my servant and he immediately ran out of the shop, and my servant ran after him and brought him back, with great difficulty we stopt him and searched him and found two more table spoons and a pair of salts, all broke, my servant took them out of his pocket before my face ; he struggled a good while, and wanted to get away, but I searched him and sent for a constable ; I have kept them from that time to this,

except a little time, I marked them with my own mark ; I can swear to them ; the young man's master was sent for, Mr. Screen, he is a private gentleman, and he blamed the man, and asked him why he did not go and sell them at his own silver-smith's and not to bring them to my shop ? but when he found they were stole he was very sorry for what he had said, and said I had done right ; a Mr. Hughes went to sup with Mr. Screen the next night, and Mr. Screen told him that his servant was taken up for stealing three silver table spoons, and the next day there was some table spoons brought from the family which corresponded with these the prisoner brought ; I advertised them the next day. (The spoons produced.)

Court to Box. Do you know whether these spoons were in the house at the time you left the house ?—I do, they were then in the beaufet, they had been used for dinner.

Q. Can you take on you to say for a certainty that the spoons were there ?—I can ; the three table spoons and a pair of salt spoons.

Q. Was the door locked or left open ?
—It was locked, but the key was left in it ; it was the custom of the house so to do ; they have all my mistress's cypher on them, I. E. D.

Q. Did you miss more than those ?
—No more than those found exactly.

Court to Susannah Sanders. When this man was there was he left in the hall alone ?—He was.

Prisoner. I lived five years at Kensington with Mr. Wills, and three years with Mr. Kenyon.

The prisoner called his brother to his character.

GUILTY. (Aged 31.)

Transported for seven years.

Tried by the first Middlesex Jury before
Mr. RECORDER.

CATHARINE

207. CATHARINE HOGAN was indicted for stealing, on the 21st of May, a leather purse, value 1d. a clasp knife, value 2d. half a guinea and two half crowns; the goods, chattels and monies of Nathaniel Bowler, privately from his person.

NATHANIEL BOWLER *sworn.*

I am a servant, a waiter at the hotel in Vere-street, Oxford-street. On the 21st of May, Tuesday evening between ten and eleven, I was coming from Smithfield, going home, I met with the prisoner in Holborn; she asked me to go to her lodgings with her; I went to her lodgings, they were in St. Giles's; I asked her what I should give her to sleep on her bed all night? she said, a shilling; I took my purse out and gave her a shilling, and then I put it into my side pocket, and suspecting it might be pulled out there I put it in my fob; she asked me for some halfpence to get some beer; I gave her three-pence; the clasp knife was in my waistcoat pocket; I laid down on the bed about two minutes, and she came and laid down by the side of me about ten minutes; after that she got up and said she would go for the beer, and I felt and found my purse was taken out of my pocket.

Q. Did she go for the beer?—She did not. I accused Catharine Hogan with taking it; she told me she had not, and if I made any noise she would screech murder, and bring some body to confine me in the room; she set herself against the door; I pushed against the door and drove her from it and opened it, I called watch, but I could not make the watch hear; another man at the next door told me if I did not go away peaceably he would come out; another woman came to the door while

the door was shut and asked her to give her the money; I went down two or three stairs from the door, and I went up again; the woman told her she should not; she went to her room again; I went down stairs then and called the watch; the watch came; I went up stairs and rapped at the door; she refused to open it; the watch called to her three or four different times; I told the watchman if he would let me come I would open the door; I forced the door, and took her on the bed; I took her out to the watch-house; she was searched in my presence, the clasp knife was found on the prisoner, I saw it found, the prisoner said it was the knife she had had for two or three years; the watchman kept the knife; the blade had been broke off and it was ground up, the screw at the end is rather bent, and there is a little spot of rust near the end; I never recovered my purse or my money; I missed the half guinea and two half crowns at the time I missed my purse, they were in my purse.

Q. Was you quite sober?—I had been drinking a little, but very little.

Q. When did you leave your house?—I had drank a little, but I was not drunk, I was sober.

Q. What had you drank?—I had been drinking some ale with some others.

Q. How long might you be drinking with them?—We were drinking about half an hour.

Q. Do you know how much you did drink?—I believe there were four of us drank three bottles of beer.

Q. Then you found nothing but this knife?—No.

Prisoner's Counsel. What is the name of the maker on the knife?—I do not recollect.

DANIEL

DANIEL HOGAN *sworn.*

As nigh as I can guess it was half after eleven the prosecutor came to me and asked me if I was the watchman? I told him I was; he told me he had been robbed of half a guinea and two half crowns and a purse; I went and took the woman out of the room directly, and searched her, and found 2s. and two halfpence, and a clasp knife.

(The knife produced and deposed to.)

Prisoner. This man picked me up in Broad-street; he asked me if I had a room of my own; I said I had; I took him to the room, and he asked me what I was to have? I said I left it to him; he said he had a six-pence; I said I never was with a gentleman

for six-pence; he then said he had a shilling, and after he had connection he wanted the shilling back again, and I said I would not give it him; so he knocked me down and gave me a black eye, and made me bleed, and the other woman came to my assistance; as for the knife I had it to cut a bit of bread and cheese.

GUILTY,

Of stealing to the value of 10d.

Imprisoned one week in Newgate and fined 1s.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

[The Second Part will be published in a few days.]

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT
JUSTICE HALL in the **OLD BAILEY**,

On *Wednesday* the 29th of *May*, 1793, and the following Days :

Being the FIFTH SESSION in the Mayoralty of

The Right Hon. Sir **JAMES SANDERSON**, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY
MANOAH SIBLY,
PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

NUMBER V. PART II.

L O N D O N :

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PRICE ONE SHILLING and FOUR-PENCE.

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON, &c.

408. **A**NDREW PATERSON was indicted for stealing, on the 15th of March, two iron wedges, value 2s. the goods of Richard Meux.

JAMES COMMERYS sworn.

I am a smith. Mr. Paterfon the prisoner brought this wedge for sale; I asked him how he came by it? I don't know the day exactly, about eight weeks ago; I lived by Kensington at that time; he told me he found it; I took and weighed it, and it weighed seven pounds, I gave one shilling for it; he was rather dissatisfied with the money; I delivered it to Ewster the constable; he was rather dissatisfied, but I could not afford to give any more, I told him I thought it was a long price for old iron, it was almost two-pence a pound; he went away about his business; I never saw him before in my life, I have seen him since pass and repass.

Mr. Knowlys. Do you know who he is?—Yes.

Q. Where does he live?—I don't know; I never heard.

Q. When was it found in your possession?—The 25th of April I believe.

Q. Then you was called to give an account for it or else they would have taken you up?—I don't know; as soon as I heard of it I took it directly.

Q. Who found it in your possession?—The constable, but before that, Mr. Meux's son and one of his men came.

JOHN EWSTER sworn.

I am the constable of Eling; these are the wedges that are sworn to; Commerys only brought one, and another person brought another.

JOHN BURGESS sworn.

I am a journeyman smith; my master's name is Abraham Fall; this wedge was bought in his own shop at Acton, I cannot

not say what day of the month, it may be three months ago that he first bought the wedge of him, he gave him eighteenpence for it, he gave it to Andrew Paterfon the prisoner

Q. Did he or you know the prisoner? — I knew nothing at all of him; I had seen him go by, but did not know what he was; he asked him where he had him? he said he found him in a foot path near the road side.

Q. What did you do with it afterwards? — Kept it in the shop; it was delivered afterwards to the constable; I saw it delivered.

Mr. Knowlys. You say you had it of Andrew Paterfon? — Yes.

Q. Which is Andrew Paterfon? — That man at the bar.

Q. You say it is about three months ago? — Yes, I imagine it may.

Q. When was it the constable came to your master's house? — The constable never came to our house; the man that found the wedge out was Mr. Long.

Court. You are a servant to Mr. Fall? — Yes.

Mr. Knowlys. How long ago was this the wedge was found? — The day he was taken; my master was not at home.

Q. Then you was to account how you came by it? — Yes.

Q. And then you told this story? — Yes.

SAMUEL BASSET sworn.

I am a smith: I know the wedges very well; I made them for Mr. Meux, I made them about two years ago; Mr. Meux would have them steeled, and here is the mark where the steel is laid on; I never steeled any before, and I have made many scores in my life time; I know the wedges very well, and I have had them to sharpen several times since; I made them new.

Mr. Knowlys. You never steeled any wedges for any body before, but it is a very common practice? — Yes, it is.

Q. Some other obstinate gentlemen might have steeled as well as Mr. Meux? — Yes, they might.

Q. You are not the only blacksmith that makes wedges. Did you put any mark on them? — Yes, they are marked in Mr. Meux's name.

MOSES GAMMON sworn.

I lived fellow servant with Andrew Paterfon at the time the prisoner lived with Mr. Meux, he was in his service when he was taken up for this offence, he was a gardener; Mr. Meux lives at Eling; I had heard that the prisoner had sold the wedges; I found them afterwards; the wedges were produced and I know them to be my master's property; I look after the live stock; I did not see them till they were produced and he was committed.

Q. Who had them then? — The men that bought them; I can swear to them to be my master's property; the prisoner always had them in his care; I did not miss them till I heard they had been sold.

Mr. Knowlys. Your business was to take care of the live stock? — Yes.

Q. You don't know where they were put? — They were always kept in the prisoner's tool house, where he locked his things up, in a little house by the garden.

Q. You did not know the number of them, or any thing of them? — I knew what number there should be when they were altogether.

Q. When was he taken up? — About the 23d of April it might be.

Q. You know this man has a wife and three children? — I know it now, I did not till after he was taken up; I heard then he had a wife and two children.

Q. And

Q. And he has been in prison for this month, and his wife and two children have been starving for this half crown job?—

— LONG *sworn.*

I am a day labouring man, I know the wedges are my master's property; I have no doubt; I am sure they belong to Mr. Meux.

Prisoner. I leave it to my counsel.

The prisoner called three witnesses who gave him a very good character.

Court to Ewsters. Where did you get these two wedges?— From Mr. Meux's house, Paterson was in my custody at Mr. Meux's house, and the wedges were brought there by the two smiths, and I have kept them ever since.

Jury to Gammon. Pray were the tools kept in a little place in the garden by himself?— Yes, they were locked up under his care.

GUILTY. (Aged 31.)

Imprisoned one month in Newgate and fined 1s.

Tried by the second Middlesex Jury before
Mr. RECORDER.

409. ISABELLA TATE was indicted for stealing, on the 23d of April, twelve yards of thread lace, value 10s. and one guinea the goods, chattles and monies of Lawrance Palk, esq.

LAWRENCE PALK *sworn.*

I was robbed of the thread lace; the money belonged to lady Elizabeth, my wife; the prisoner was my house maid, she lived with me till she was taken up; I had been absent from London a fortnight or three weeks, and when I returned I marked a number of guineas and put them in the place where the money was usually kept, in her dressing room; I marked fourteen or fifteen and put them

in a purse which was kept in her pocket on a horse, in her dressing room; I believe it was the 22d of April, in the evening, I don't know the day of the week, I marked them and took down their dates, also, whether they were old or new guineas; I went into the dressing room immediately before the prisoner went in to light the fire, the day after I marked them, the 23d, I counted the guineas then, and found them right, fourteen or fifteen, I have got them now in my pocket and the list.

Mr. Knapp. Now over night you marked a certain number of guineas, you put them in a purse, and took a list; when you again came into the dressing room did you again take the guineas and compare them with the list?— I did not exactly compare them with the list then, but I found them right.

Q. Did you find them right from your recollection, or from actual comparison?— By my recollection. On the 22d of April I took a list of these guineas, but I did not examine them by the list the next morning, but I found them all right before she came in to light the fire; immediately as she left the room I went and examined them again and I found one missing.

Q. Do you mean to say for a certainty, and are you sure that there was any one less than there was before?— Yes, there was. I went down the stairs, called the prisoner to me, and told her to give me the guinea she took out of lady Elizabeth's purse; she denied having taken any; I then told her to shew me what money she had in her pocket, and she pulled out a guinea, which I had marked, and I can swear to.

Q. Have you kept that guinea separate?— Yes, I have, I then sent the housekeeper up stairs to lock up her room, and sent for one of the Bow-street officers; Mr. Kennedy came, she gave up the keys of her boxes, and I had them searched, and I found this piece of lace, I believe it belongs

belongs to me, I missed just such a piece, and have compared it with some others, and it suits exactly.

Q. Did you take it out of her box?—No, Mr. Kennedy did.

Q. Did you see him do it?—I did not.

Q. You said you found it?—I meant to say that I sent for Mr. Kennedy and he searched the box.

Q. You say you had taken down a list on paper of a number of guineas which you put into Mrs. Palk's purse?—I did.

Q. There is but one guinea in dispute?—There is not.

Q. You say you looked at a number of guineas the next morning?—I did.

Q. Does your recollection now serve you to be accurate whether it was fourteen or fifteen?—I have not looked at the list; I cannot be positive now; I know there was one missing by the list, and I will tell you how, when I found one guinea missing I compared the rest with the list; I marked them down as I took them out of the purse; I found one missing; I took notice of the mark on that, and I found it answered exactly with the one on the list that was wanting.

Q. How can you know they were correct by the list when you did not take the trouble of comparing?—My memory may be indifferent, but it would serve me for a dozen hours.

Q. Pray in whose pocket had this purse been?—In nobodys pocket but lady Elizabeth Palk's; I put it in her pocket myself.

Q. About what time was it you came up after the servant had been in?—I had reason to suspect that somebody took her money; I went in before the prisoner, and then I went to lady Elizabeth Palk's room, which is next to her dressing room; immediately as the prisoner had been in and came out again I went into the room again, and found the guinea was missing; I ordered the lace at

Honiton for my first lady, lady Mary Palk: I found six yards missing.

Q. You never knew the length of that lace of lady Mary Palk's. How long has she been dead?—About three years.

Q. Then you did not see it for three years?—I did not.

Q. Then for what you know lady Mary Palk might have given it to the prisoner, as she was a servant in her time. How long had this servant been in the house?—More than four years.

Q. You had a good character with her?—We had and till this event happened I always found her deserving of it; I will do her the justice to say, till this accident happened I always found her industrious, and I thought honest.

Jury. Pray had lady Elizabeth been in the dressing room herself?—No, she had not.

Q. Had the other servants access to that room?—Most certainly.

CHRISTOPHER KENNEDY *sworn.*

I am an officer; I was sent for to Mr. Palk's, I went on Tuesday the 23d of April; I searched the box of the prisoner at the bar; I found this lace; I gave it to one of the women servants that were in the room, and the woman servant gave it to Mr. Palk, and he said it was his property.

Court to Mr. Palk. Is it lace for a lady's use or for gentlemen's ruffles?—For a lady's use.

Court to Kennedy. Was there any charge about the guinea?—That was what I went for first.

Q. Was there any charge about the guinea?—Yes, there was.

Mr. Knapp. She did not give you the trouble of opening of her box?—She opened it herself.

Q. There were several boxes?—Yes, several.

Q. And nothing found but these two separate pieces of lace?—Nothing else; the two pieces were both together.

The prisoner called four witnesses who gave her a good character.

GUILTY,

Of stealing the guinea only. (Aged 33.)

Imprisoned twelve months in the house of Correction, and fined 1s.

Tried by the second Middlesex Jury before

Mr. RECORDER.

410. LUKE COATS was indicted for that he, on the 3d of February, unlawfully did hinder, oppose and obstruct one Thomas Cass an officer of the excise of our lord the King, then being on shore and in the due exercise of his office, seizing and securing, for the use of our lord the King, ten gallons of rum and forty gallons of geneva, which were then and there seized by the said Thomas Cass.

Indicted in a second COUNT for unlawfully hindering, opposing and obstructing the said Thomas Cass being an officer of the excise of our lord the King, in the due exercise of his office, on the same day, and same place.

(The indictment was opened by Mr. ———, and the case by Mr. ———.)

THOMAS CASS *sworn.*

I am an excise officer ; I received some information of some liquors being concealed at Hemley, in the house of Robert Bond, I went and searched the house, and found one cask of four gallons in the house, in a closet, Harris Thomson was with me ; I searched the house ; I went into the garden, and in a place made in the shape of a pig sty, covered over with straw I found thirteen casks, and two bags of tobacco ; the prisoner was in Bond's house at that

time, he was setting on the table ; I knew the prisoner very well, he called us by our names as soon as we got into the house ; we could not find any more ; we thought it was the best way to go and get a cart, I went to a farm house and got a cart, and loaded these goods to carry them away in the cart ; we proceeded about two miles till we came on to a Heath called Carver's-walk in Walvering field, it is a lone-some place, there is nothing but a barn on the Heath, just as we came to the barn twelve or fourteen men came out from the barn armed with hedge stakes, clubs and bludgeons ; the prisoner was one, he and the rest took the horse by the bridle and turned him about, the prisoner in particular did, they called to us and bid us stop we had got far enough, and should not go any further ; then Thompson jumped out of the cart, I continued in it a little time, but not long, I should have continued in the cart, but some of them called, knock him down, or throw your stick at him, if you can reach him ; then they got to the cart and began to take the goods, throwing the goods out into the ditches, all the time we endeavoured to stop the horse, and when we stopped the horse they threw the goods out, they at last took the horse by the head and turned him about, and went on, continuing throwing the goods out, they were continually saying, you come to fight, why don't you fight ? let us begin, but we kept them off, they could not come within reach of us ; after the goods were gone we left the cart there ; the farmer when the scuffle began he went away.

9. What did they do when they had unloaded the cart?— We went back ; we went home, and several of them followed with hedge stakes and bludgeons to see us quite away from the place.

Court.

Court. You was apprehensive for your own safety?— Yes.

HARRIS THOMPSON *sworn.*

I went with Thomas Cals to seize these spirits; I saw the defendant Luke Coats in the house at the time I went in with Mr. Cals.

Q. What was his behaviour?— Nothing particular; I was left with the goods at the time Mr. Cals went to get the cart, he came twice to me while I was standing to deliver the goods, and said d—nation take all informers; I assisted to take these goods into the cart; when we came to Carver's-walk Coats came and a dozen or fourteen men, unknown to me, armed with hedge stakes and bludgeons, the prisoner at the bar took hold of the fore horse and turned him about; I am an officer of the excise; the defendant knew me and called me by my name; he said the horses and cart should not go any further, and Luke Coats turned the horse round, and the others assisted him, by coming up and using ill language, they swore they would knock the old fellow down, meaning Mr. Cals, and they came and took the casks out, it was a low cart which they could reach as they were on the ground; we had no fire arms, we did all we could to resist, we defended ourselves with a tuck so that they should not come near; they drove the horses till they had got all the things out, and then Mr. Cals and I returned, and several of them followed us with sticks, and said we had better go home or else they would make us.

Prisoner. Did you ever know any thing bad of me before?— Never.

Jury. Did this man do any thing more than stop the horses?— Yes, he took out some of the tubs; this man turned the horses about, and then came to the head of the cart and took the things out.

Court. When they had turned the cart round they proceeded on the road, and brought the goods off?— Yes, they did.

Jury to Cals. Did you see him take any out?— Yes, but I believe he was in liquor.

Q. Pray what was Bond?— A smuggler. We had taken goods from him before, about half or three quarters of a year ago.

GUILTY. (Aged 33.)

Confined six months in Newgate.

Tried by the second Middlesex Jury before Mr. Justice Ashurst.

411. LEVY DAVIS was indicted for stealing, on the 1st of April, a coachman's cloth coat, value 1l. a pair of leather gloves, value 6d. the goods of Bartholomew Nicholls.

AN INTERPRETER *sworn.*

BARTHOLOMEW NICHOLLS *sworn.*

I live at Fulham. On the 1st of April I lost a coachman's coat and a pair of gloves; the coat was worth 1l it was hanging in the stable when I left it; I missed it a little after two; it was my mistress's coat, she lives at No. 14, Upper Seymour-street.

WILLIAM NICHOLLS *sworn.*

On the 1st of April last I was in the stable in same Mews; I left the stable for about five minutes, I went to borrow a truss of hay at the next stable, and when I returned I met the prisoner coming out of the stable with a coachman's frock in an apron under his arm; I throwed down the truss of hay

hay from my back and ran and caught him by the collar; then he desired me to let him go, I would not let go; he said there was somebody at the top of the mews wanted to speak to me.

Q. Pray did he speak english?—Yes.

Q. And did he understand what you said to him?—Yes. And then he offered me his money and watch if I would let him go; I told him I did not want any thing of the kind, he should go back along with me to the stable, for he had got something more in his bag; I got him back to the stable and then I sent for somebody to come to my assistance, and then I sent to the house to let them know what had happened, and then they sent for the constable and he was taken to Marlborough-street; the constable emptied his bag and there was the coachman's great coat in the bag.

Prisoner. When I came through the street I called clothes, and as I came along to this door this man laid hold of me, two minutes after I had bought this great coat, and this man came up and seized me by the collar, and I told him if he would go back with me to the place I would shew who I bought it of.

William Nicholls. He never said any such thing.

Court to William Nicholls. Do you recollect when you went out whether the great coat was hanging up there or not?—It does not belong to our stable; he took it from another stable.

Court to Bartholomew Nicholls. That great coat belongs to your mistress; had you ever sold that great coat to the man?—I could not sell it, it was gone when I came back.

Prisoner. I bought the coat for fifteen shillings, and I sadly wanted the man to go back to shew him the person whom I bought it of.

Court. Have you got that man here now that you bought it of?—No, I wanted to go and shew him where I did buy it.

Court to Bartholomew Nicholls. How lately had you seen this great coat?—I had seen it about one when I left the stable, and I missed it when I came back again.

Jury to Bartholomew Nicholls. Is it customary for you to leave the stable door open?—I don't stand by myself, I saw it there when I left the place; it is a public stable in Seymour mews. (The great coat produced and deposed to.)

Jury to William Nicholls. Pray what time did you stop him?—A little after two.

Q. Pray who remained with you while you sent for assistance?—I sent a little boy; he wanted me to let him go several times; he pulled his money and watch out, but I would not let him go, because I thought he had something else in his bag belonging to us.

GUILTY. (Aged 20.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Justice ASHURST.

412. ELIZABETH HUTCHINS was indicted for stealing, on the 27th of February, a muslin apron, value 5s. a muslin handkerchief, value 4s. a pair of womens leather gloves, value 12d. the goods of Francis Warner.

FRANCIS WARNER sworn.

On the 27th of February I went out in the morning to my labour, my wife went out before me, she returned home about nine o'clock, and stopped at home about half an hour; I went out

out between five and six, she returned to me and brings me the key, and I came home about six in the evening, and I found the door open, and the window open, this was after she came home in the morning; she had locked up the place and brought me the key; it appeared to me as if the door and window was forced open; the prisoner at the bar came to my house about three nights before, and asked me if I was not afraid of having my house broke open? I knew her before, she is a servant; I made answer and said, no, why shoud I be afraid of having my house broke open? I think they had need bring something into my house instead of taking any thing out; she makes answer, Lord, Francis, I should be afraid of having it broke open; I lost an handkerchief, an apron and a pair of red gloves; the value of them altogether is ten shillings; the prisoner took them to a pawnbroker's to pawn; I have heard of it.

ANN WARNER sworn.

Q. What is the value of the things?
— Ten shillings.

Court to Francis Warner. Do you know of your own knowledge that these things were in the house when you left it?— I do.

MARGARET HARTSHORN sworn.

I am servant to Mr. Lawrence the pawnbroker. Elizabeth Hutchins, on the 4th of March, offered me an handkerchief and apron to pledge, which the prosecutor had given me orders to stop; I delivered them on the 9th of April into the prosecutor's own hands; they were not pawned, I stopped them.

Mr. Knapp. They were not pawned, Mrs. Hartshorn?— They were not. (Produced and deposed to.)

Q. You parted with them on the 9th of April?— I did.

Court. The same you delivered Mrs. Warner were the same you had of this girl?— They were.

Court to Prosecutor. How do you know them?— By the mark A. and N.

The prisoner called six Witnesses who gave her a good character, but said that she was rather silly and stupid.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice ASHURST.*

413. SAMUEL PENNY was indicted for stealing, on the 23d of February, seven cotton handkerchiefs, value 5s. 6d. the goods of Ann Jordan, spinster.

ANN JORDAN sworn.

I live in Hayes-court; I lost some cotton handkerchiefs; my brother will inform you the time; I know no more than the property was mine.

THOMAS MURRELL sworn.

I am brother-in-law to the last witness. There were seven cotton handkerchiefs with plain blue borders, they cost 10s. I see the prisoner steal them; they were within the shop, hanging across a line.

Q. What kind of goods do you deal in?— Haberdashery, millinery and lace. I saw the prisoner take them away; I pursued him and never lost sight of him till he was taken; the patrolle has them now in his possession.

SIMON SLOPER sworn.

At the time this man and some others cried stop thief! I was coming up Grafton-street; I pursued with them that were pursuing the thief; when I came up there were some people had him in custody,

custody, and I asked who was the thief? they said the prisoner; I asked where the property was? and some man handed me the property, and I took it and handed the prisoner to the watch-house.

Court to Murrell. Did you deliver these handkerchiefs to the hands of the patrol?—I did not, I saw them delivered.

(The handkerchiefs produced and deposited to by Murrell, as the same he lost, and the property of his sister-in-law, marked by himself.

Prisoner. I was tried for this affair last sessions, and set at liberty for it.

Murrell. It was a mistake of the justice's, he bound us over to prosecute at the general sessions at Westminster? and when I attended I found the prisoner had been discharged before I came.

Court. You was not tried by a jury, you was discharged for want of prosecution.

Prisoner. I was just come from Bath; I have no friends here.

GUILTY. (Aged 25.)

To go for a Soldier.

Tried by the second Middlesex Jury before
Mr. Justice ASHURST.

414. HENRY BETTIMAN was indicted for stealing, on the 22d of April, a screw, called a cap screw, value 4s. the goods of John Fisher.

Indicted in a second COUNT laying it to be the property of our sovereign lord the King.

Indicted in a third COUNT for stealing seven pounds weight of base metal, value 4s. the goods of John Fisher.

Indicted in a fourth COUNT laying it to be the property of the King.

JOHN FISHER *sworn.*

I am the master brewer.

JOHN FENNELL *sworn.*

I was employed at the Hartshorn Brewhouse in April last; the prisoner at the bar was at work there at times, he was at work there the 22d of April.

Q. Is the hartshorn brewhouse belonging to the victualling office?—It is so; in Lower East Smithfield, in Aldgate parish; I believe we lost several things out, and I had a suspicion of the people that were the pumpers; I watched the prisoner and I saw him stoop down, and go to a private concealment while the others were gone down; he went to a private concealment that he had, and there he clapped his hands on one side, and put this cap underneath his bosom; when he got down, I set Mr. Lambert to stand opposite the gate to stop him going out; Mr. Lambert stopped him, he was going home just out of the gate, and Mr. Lambert was searching his bag; I told Mr. Lambert it was not in the bag; it was not, he said, and then he takes it from his side and gave it me himself.

Q. Did you try it?—It was tried before Mr. Bishop, Mr. Dawson and Mr. Lambert, and it fitted: this is what was made for an experiment in the brewery.

Q. To whom does this brewhouse belong?—To the crown.

Q. What is the value of it?—I think four shillings.

Prisoner's Counsel. What is it made of?—It is brass most of it; we call it a brass cap.

ROBERT DAWSON *sworn.*

I was sent for on the 22d of April; I was present when the prisoner was searched; I received the cap screw, I received this of Fennell, I believe, but they were

were all three present, Fennell, Lambert and the prisoner, when I searched him.

The prisoner called two witnesses who gave him a good character.

GUILTY. (Aged 26.)

Recommended by the Jury.

Confined three months in Newgate and fined 1s.

Tried by the second Middlesex Jury before Mr. Justice ASHURST.

415. **WILLIAM SHEPHERD** was indicted for stealing, on the 1st of May, a watch, with an inside case gilt with gold, and the outside case with a tortoiseshell, value 3l. and a gold seal, value 10s. the goods of Charles Moore, esq. privately from his person.

CHARLES MOORE *sworn.*

I lost a watch and seals the 1st of May; the inside case gilt and the outside covered with tortoiseshell; I was in Covent-garden; I was coming to town, and I believe I had drank rather too much; I came outside a good part of the way, and at last I took a post chaise, and the prisoner prevailed on me by some means or other, to let him get into the post chaise, and when I got out in Covent-garden at Mr. Stirling's I missed my watch; the prisoner was in the house at the same time with me, in Mr. Stirling's house; he is a victualler I believe; on my missing my watch Mr. Stirling came, and on searching the prisoner found it on him; Mr. Stirling has got it.

— **STIRLING** *sworn.*

When Mr. Moore came into my house I heard him say that he had lost his money, and feeling about his breeches, says he, and I have lost my watch; when I came into the room the post boy that drove

the chaise was in the parlour with Mr. Moore, and this man at the bar; I went to look at the chaise to see if I could find either money or watch, nothing was found there at all; the post boy followed out of the parlour to the chaise, and I said to him, you stop, for it will be necessary for you to clear yourself as well as the man; instead of which he immediately put the steps of the chaise up, shut to the door, mounted his horse and drove off as hard as he could; I then came into the parlour and searched Mr. Moore's, and I found in his pocket only eighteen pence and three-pence halfpenny, that was all the money he had, the watch he had not, and then I searched the prisoner, and found three shillings or three shillings and six-pence, I found nothing else in his pockets, but between the flesh of his thigh and his breeches there I felt the watch, and I desired him to give it me out, which he did. (The watch produced and deposed to by Mr. Moore.)

Prisoner. I was out of place, and I was told of one at Maidenhead, and I went down, and when I came to enquire for it, it did not suit them to keep any other than that they had got; I saw a chaise at the Sun, at Maidenhead; the chaise belonged to Slough, I was going to speak to the boy, I was going into the yard, and the gentleman asked me if I belonged to the chaise? I told him, no; says he, call the boy that belongs to it; I went into the yard and I saw the boy speak to him, and the boy and the gentleman came out, and what the agreement was I don't know, but the gentleman told him to give me a glass of liquor I went in and had it, it was a glass of rum; afterwards the boy and I had another, the gentleman told us to have it, the gentleman got into the chaise, and I was going to get on the box of the chaise, and he desired me to get inside; we came to Slough, and the same chaise went on with a pair of fresh horses; the gentleman told me to put on

on his great coat, and I picked up this watch in the bottom of the chaise; whether it belonged to this gentleman or any other I did not know, therefore I was willing to keep it till it was advertised, or I was recompenced for it.

Court. You heard the gentleman talk about losing his watch?—No, not till we got to the Hotel, the gentleman then said he lost a gold watch, and this was a watch in a green case, and whether it did belong to him or no I did not know.

Court to Prosecutor. You say you was a good deal in liquor?—I was.

Q. Are you certain you did not drop the watch at the bottom of the chaise?—I am pretty confident I did not; I am not quite.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice ASHURST.*

416. JAMES BOOTH was indicted for stealing, on the 30th of April, eight pair of mens leather shoes, value 38s. the goods of Alexander Muir, privately in his shop.

ALEXANDER MUIR *sworn.*

I am a shoe-maker. On the 30th of April there was a young man came in, about the size of the prisoner, and asked for a pair of false straps, about a quarter before nine in the evening; I said, yes, you may have them; says he, they are not for me, they are for my brother that is at the door; the prisoner came in, and took his buckle out of his shoe; while I was fitting the strap to the buckle he stood so as to shadow the light from me, close by me; while the first one that came in handed out the shoes, eight pair, to some others that stood at the door; I did not see him do this, but I turning about at

the instant, I missed them off the shelves, and charged them with the theft, at that instant when I charged them with the theft, the young man that stood behind, said, I have none, and held up his two hands; I instantly shut the shop door and charged him with the theft; I beat with my heel on the floor for assistance to come up from the kitchen; the gentlewoman was coming from the kitchen; he that was behind got to the door and made his escape; the prisoner I had got hold of; I never saw none of the shoes after; they were the best sort of wax leather shoes, worth 38s.

Prisoner. I went into that gentleman's shop to buy a pair of false straps, some other lad came in while I was buying them, and presently the man accused the other lad of stealing some shoes, and then he caught hold of me, and said, I was along with him.

The prisoner called two witnesses who gave him a good character.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice ASHURST.*

417. JOHN HUGHES was indicted for breaking and entering the dwelling house of Moses Akerman, about the hour of five in the afternoon, on the 27th of April, Jane Akerman, the wife of the said Moses Akerman, and others being in the said house, and feloniously stealing therein, a pair of mens leather boots, value 4s. a pair of linen sheets, value 7s. the goods of James Brace.

JAMES BRACE *sworn.*

The boots and linen sheets were moved, but not taken away, on the 27th of April, in the house that I lodge in, of Moses Akerman, No. 24, Butcher-row,

row, Temple-bar; Moses Akerman lives in the house, and lets out part of it, in different tenements, he is the landlord.

Q. Were these boots and sheets in your lodging room?—They were in the one pair of stairs; I saw these boots, I laid them out of my hand sometime that week that this happened, in one corner of the room, they were not my own property, only in my care, they were removed on the 27th of April; I know they were there on Saturday morning, I am sure I saw them then; there were two beds in the room, and there were two upper sheets on each bed taken off, and laid in a heap, and the boots put on the sheets; I saw the beds made towards the evening; I was there about five o'clock and this happened between five and six.

Q. Was you at home when it happened?—I was not; I was sent for; I knew nothing till I was sent for home.

Mr. Knapp. These boots were not your own property?—They were not, they belonged to a gentleman whom I worked for.

Q. There were other people in the house?—There was one Richard Blany in the upper part of the house; the prisoner was caught on the premises.

Q. This other man is not here?—He is not.

Q. These sheets were let to you with the lodging?—They were.

Q. Then the sheets were the property of Mr. Akerman?—They were.

Court. In what way were these boots left with you?—They were left with me to do a job upon; I am a shoemaker by trade.

Q. What are the boots worth?—I valued them at four shillings.

Q. They are old boots?—They are so old, that they are worth that; they would sell for that; I would give it myself for them.

Q. How is the street door?—The door stands open a great part of the day, I am not at home all day, sometimes I find it open and sometimes I find it shut.

Mr. Knapp. Is it ever locked?—Yes.

Q. In the day time?—No, but it is in the night.

Court. Now this house door has it a latch to lift up?—It has, and a lock too.

JANE AKERMAN sworn.

I am the wife of Moses Akerman.

Q. Do you know the boots and the sheets that were removed?—I know the sheets very well.

Q. Do you know the day?—I cannot say I do; I believe it is three weeks ago, but I cannot be certain to the day.

Q. In whose room were they?—In Mr. Brace's room.

Q. Did any body get into his room?—Yes.

Q. Was the room locked when he went out?—When he went out he locked the door.

Court to Brace. Did you lock the door?—I did.

Mr. Knapp to Brace. When you went you always locked it?—I did.

Q. Had not the other man the other key?—I believe it was with my landlady.

Court to Mrs. Akerman. How was the street door?—The street door stands open.

Q. How was the door of Mr. Brace's room?—It was locked.

Q. When you went up did you find the door broke open?—No.

Q. When you went up was the door open?—When I went up with the person that was taken, the door was open.

Q. Did you find the prisoner in the room?—No, I did not; I saw him first run.

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run out of my own passage, and I cried stop thief! a passage that goes just by the shop, a door for the lodgers to go in and out, so it is open all the day; it is the house passage; he was running from my passage, and he was stopped as he was running up Shire-lane.

Q. Had he any thing on him then?—I really cannot say.

Mr. Knapp. How many people were in the house besides you?—All the lodgers.

Q. Was Mrs. West in the house?—Yes.

Q. Was Mr. Blany in the house?—Yes.

Q. Were any other persons in the house?—Yes, a great many; all the lodgers were in the house.

Q. How many lodgers have you?—I have a great many, seven or eight, or it may be more.

Q. What time of the day was this?—Between five and six o'clock in the evening.

Q. We have heard talk about some boots?—They belonged to Mr. Brace.

Q. Have you heard that these boots were the prisoner's boots?—No.

Q. Then the prisoner's wife did not call and claim the boots, and they were delivered to her? Had not the prisoner's wife a pair of boots delivered to her when she called for them afterwards?—She had.

Q. There are two lodge in this room?—There are, Mr. Brace and Mr. Blany.

Q. Mr. Blany was at home at the time?—He was.

Q. You saw somebody run out of the place?—I saw the prisoner run out.

Q. Both these lodgers, both Brace and Blany have keys of the door?—Mr. Brace has one key, and the other key belongs to Mr. Blany and me.

Q. In point of fact the boots were not taken out of the room?—They were

JANE WEST *sworn.*

I am a married woman; my husband's name is Henry West; I was sitting in my own room, I heard somebody go by the passage; I listened a while to hear if it was Mr. Brace; I heard a key turning in the door, Mr. Brace's door; I asked if that was Brace? there was no answer made; I asked a second time if that was Brace? to which no answer was made; I then went out of my room to the door, and I found the chair was against the door in the inside; with that the prisoner came and took the chair from against the door and went to come out, and I got into the street before him, and I cried out stop thief! I saw him in the street; on my alarm he was stopped in Great Shire-lane; I never lost sight of him.

Q. How far is that from the house?—One street.

Q. Did you see him come out of the room?—I did.

Q. Did you see what had passed in the room?—No more than that.

Q. Was there any violence used to the door?—No, it seemed to unlock quite easy.

Mr. Knapp. The chair was put against the door; what door was that?—The door of the room where the prisoner was in; the chair was put I suppose to prevent any person from going in.

Q. The door appeared to have no force of violence done to it?—It opened as easy as ever.

Q. There are eight lodgers in this house I understand; do you know whether they were at home at this time?—Blany was at home; he works up three pair of st. higher.

Q. Was Mrs. Akerman at home at the time?—She was.

Q. You say you lost sight of him?—No, I did not.

Q. Where does your house stand?—It is in Butcher-row, No. 24.

Q. In order to get into Shire-lane there must be two turnings?—Only one turning which goes up by the fishmonger's.

Q. You must lose sight of him at the turnings?—I did not; I was very quick footed.

Q. Did you hear of the prisoner having a pair of boots up at Brace's room?—There was none in Brace's room; there was in the house, and was delivered out to the prisoner's wife after he was taken up; they were old boots.

NICHOLAS SWINDLE *sworn.*

I work at Mr. Cooper's, coal dealer, No. 15, Great Shire-lane; I was in my master's shop on Saturday evening about six o'clock; I heard an outcry of stop thief! I looked out and saw a great many people coming up, and a young man came up before me; there was a young man attempted to stop him, and I saw the prisoner push him down; he was meeting him; then I jumped out of the shop, caught the prisoner by the collar and stopped him, and then took him to Mr. Akerman's in Butcher-row, and they kept him till the constable was sent for.

Mr. Knapp. You took him and delivered him to a constable; you found nothing on him?—Nothing.

Q. He ran against the man that you described, and the man ran against him?—The man wanted to catch hold of him, and he shoved him down.

JOHN BEDDOW *sworn.*

On the 27th of April last, I was sent for between five and six o'clock, to take the prisoner into custody; I took him into custody at Mr. Moses Akerman's in Butcher-row; Brace gave charge of him, with feloniously breaking into his apartments; I took the prisoner up stairs into his apartments and searched him, and found nothing but one small key and three pennyworth of halfpence;

there was a pair of sheets folded up; a pair of boots lay on the top of them, the beds were turned down.

Court to Brace. How many beds were there in the room?—Two.

Q. Were the sheets on the bed in common way when you left the room?—They were; the beds were regularly made; when I returned, I came home and I looked at the prisoner in the lobby part of the house, and then went upstairs, and found each of the beds turned down from the blankets, and there was a pair of sheets lay on a heap on my bed, and the boots which lay in the corner of the room were put on them; when they went out they were on a box, on the top of the room.

Q. Are you sure you did not find the boots on the sheets?—I am clear I did not.

Mr. Knapp. Whether the sheets were removed or the boots while you was in the room you don't know?—I do not.

Q. You know this is a capital charge that will affect the man's life?—On my oath I don't know.

Q. Have you not learned it since came into this court?—I have not.

Q. Have you not heard that there is a forty pounds reward on the convicted house breakers?—I have heard of a thing.

Q. Don't you know that if this man is convicted you will be entitled to a portion of it?—I am not thoroughly acquainted with the circumstance.

Q. Have you not heard that there is a forty pounds reward, and that people who give their evidence are entitled to a portion of it; if this man is convicted don't you know that you will be entitled to a portion of the reward?—I don't wish to after my property in such a light; I know I should be entitled to it.

Q. You don't mean then to take any share in this reward?—I don't want to get my bread in this line.

Q. If this man is convicted do you mean to refuse to take any share of it?—Sir, I have not come here with that view.

Q. That is any thing but an answer. Do you mean to refuse your share in the reward if this man is convicted?—Sir.

Q. Don't you understand me?—I have not come here with that view.

Q. I will have an answer before I have done?—I don't think I should take it; nor I am sure I should not; I don't come with that view; I thank God I think I can do without it; I don't want any such thing.

Q. You come here then purely for the sake of justice?—I do.

Mr. Knapp to the Constable. It was a small key you found on the prisoner?—It was. There were two other keys in the room, and a screw driver, one of which opened the door very well, and which a person in the room observed the prisoner endeavouring to put into his pocket; this person was in the room when I went up.

Q. Where did you first find the prisoner?—In the shop below stairs; I took him and led him up stairs.

Q. How many keys had that man of him?—Two, one of which unlocked the door perfectly well.

Q. Was there any conversation between the prisoner and that man about the keys?—Not in my presence. The prisoner denied knowing any thing about them when I asked him to his face.

Q. Then it appeared that this other had keys about him, one of which opened the door, and which he talked about to the prisoner, and the prisoner denied knowing any thing about them?—He did. The person at Bow-street declared on oath that he had the keys of the prisoner.

Prisoner. There was a man in the house had a pair of boots of mine to sole and heel, he lodged in the garret; I went up to see if they were done, just as

I came to the landing place I saw a man run out, and the woman after him, he ran down Shire-lane, and the woman after him; I was there after him to see what it was, and just as I got to the coal shed the man came and took hold of me.

The prisoner called two witnesses who gave him a good character.

GUILTY of stealing but not of breaking and entering. (Aged 27.)

To go for a Soldier.

Tried by the second Middlesex Jury before Mr. RECORDER.

418. JAMES GARDINER was indicted for breaking and entering the dwelling house of William Boulton, about the hour of two in the afternoon, on the 1st of May, and feloniously stealing therein, a base metal watch, value 2l. a base metal watch chain, gilt with gold, value 1s. a gold seal, value 8s. two pair of shoe buckles, value 1l. 10s. the goods of the said William Boulton.

WILLIAM BOULTON sworn.

I have chambers in the Inner Temple. I left my chambers on the 1st of May, between ten and eleven o'clock in the morning; I locked the door, it is a spring lock; I returned about two or three in the afternoon; I found the door of the chambers the same I left it, fast, the passage window was up, which I left shut at my going out in the morning; the passage was in the chambers, the shutters were fastened when I went out in the morning, and when I returned they were opened; they got in at the front window by forcing the shutter, the shutter was split, the chamber was on the ground floor,

Q. How

Q. How was the window left?—Fastened by a latch and screw. When I came back I found the shutter open, the screw had fell down; when I went out the inside shutter was shut; when I returned the inside shutter was opened.

Q. How far is this window from the ground?—Between two and three feet, I believe.

Q. Was there any mark of feet about the window?—No.

Q. Was there room for a man's body to pass through the window?—Yes.

Q. Could a man with tolerable ease get in and out?—Yes, by making a little effort and spring on the outside. On searching my drawers I missed several things.

Q. How did you find the room on your return?—In the same state I left it, except these drawers which had been opened.

Q. Were these drawers locked when you left them?—The keys were in the drawers. I missed a watch and a pair of buckles and some spoons; there was some linen taken out of the drawers but not taken away; I missed all in the indictment.

Q. What may be the value of all the articles you missed?—About five or six pounds.

Q. Why do you charge the prisoner with this?—He took the things to different pawnbrokers.

Q. Did you see the things in the hands of the pawnbrokers yourself?—Yes, the pawnbrokers are here; one pair of silver buckles I recovered on the afternoon of that day; I received the rest about five or six days afterward.

Mr. Knowlys. What day do you say this was?—On the first of May.

Q. You had left your chambers as early as ten o'clock; therefore at what precise time these chambers were robbed you cannot tell?—Only by information.

Q. Of your own knowledge you cannot say when this robbery was effected,

except between ten in the morning and two or three in the afternoon. Have you a laundress?—I have.

Q. The laundress of course has a key to have access to them?—She has.

Q. Whether she had been or not, of course we can know only from her.

Q. She is not here?—She is not.

Q. For ought you know the window might have been left open by her?—It is not very likely.

Q. She had a power so to have left it?—She never goes into our chambers between the hours of ten and three.

Q. She had access at any time if she chose it, and whether she did that day or not you cannot say?—I cannot.

Q. She might incautiously have left the chamber door or window open?—I never knew her guilty of that action.

JOHN BROWN sworn.

I am a pawnbroker, I produce a pair of silver buckles, which I received of the prisoner the first of May in the afternoon, between three and four o'clock. I live in Long acre, at Mr. Brown's.

Q. Did you ever see the prisoner before?—Yes, I know his person; I lent him fifteen shillings on them, I gave him the duplicate.

Mr. Knowlys. What day did you say this was?—On the first of May, between three and four o'clock in the afternoon, as nigh as I can guess.

Q. Have you the buckles here?—Yes.

JAMES VINCENT sworn.

I have got a watch and a pair of buckles, which were pledged with me by the prisoner the first of May in the afternoon, and a gold seal, beside there is a metal chain to a watch.

Q. Did you know his person?—I am certain of the man, I gave him a duplicate, he gave his address, No. 15, White-lion-street; but no such person was ever heard of there when we went to look for him.

N.

Mr.

Mr. Boulton called on me the 3d of May following, and enquired if any such goods had been offered to me, I looked over the plate drawer and there I found the articles which he had missed.

Mr. Knowlys. You gave the utmost value you could advance upon them?—I did, he even wanted more.

JOHN SHALLARD *sworn.*

I apprehended the prisoner, I took him the 13th of May, I found nothing on him but some duplicates, nothing which answered to this robbery.

Mr. Knowlys. You took him at his father's house I believe?—No, I took him in Drury-lane.

Q. You found nothing of this?—I did not.

MARY SMITH *sworn.*

I am servant of Mrs. Rebecca Anderson.

Q. Do you know the young man at the bar?—I do, my mistress lives in Russell-court, next door to the play house, at the prisoner's father's, she rents the first floor; she is a lady who has frequent visits of gentlemen.

Q. Do you know of any person being in your mistress's company on the first of May?—I don't know whether it was the first of May or the second of May, I don't know precisely the day of the month.

Q. Do you recollect being called up by your mistress to pawn any thing for a gentleman who was there?—I do, it was a pair of buckles, I believe it was between two and three in the afternoon.

Q. Do you recollect whether the buckles were produced to you that were intended to be pawned?—I should know them again if I was to see them (shewn the buckles pawned with Brown) these are the buckles, the gentleman produced them to me for the purpose of being pawned.

Q. Did you according to your mistress's desire, take them to be pawned?—I did not because I was busy washing, I said

Mr. Gardiner's son was below and I would ask him to go, he was just come in to dinner and the gentleman gave me the buckles and I went down and asked James Gardiner to go and pledge them for me, because I was very busy in washing.

Q. Did he in consequence of your desire take them?—He did, he returned in about a quarter of an hour.

Q. Did you see yourself what it was that he brought home in exchange for these buckles?—He gave me the money, fifteen shillings and the duplicate.

Q. What did you do with that fifteen shillings, I took it up stairs and gave it to the gentleman who was in my mistress's company.

Q. Do you know what became of that gentleman after giving him the money and the duplicate?—He went out for about half an hour and then returned again to my mistress.

Q. Had you ever seen this person for whom these buckles were pawned at your mistress's before?—No, never, he only came as a visitor that day.

Q. When he returned again did any thing further pass? did young Gardiner go up when he gave you the duplicate and the money?—No, he stayed below and eat his dinner, then the gentleman returned again. My mistress called me up stairs, and the gentleman said he had not sufficient money for what he wanted, and he pulled a watch out of his pocket, and a pair of buckles out of his shoes; he desired them to be pledged as the other were.

Q. Do you think if these things were shewn you you should recollect them again, or do you think you should not?—I think I should recollect them again.

Q. You say as to the first buckles you are sure of them?—I am, (shewn the buckles and the watch pawned with Vincent.) These are the buckles, and that is the watch, I brought them down and asked him if he would go out and pawn them as he had done the first pair.

Q. Did

Q. Did he as you desired him go and pawn them?—He did.

Q. Do you recollect what he brought in for them?—One pound fifteen shillings I think; I cannot rightly be positive.

Q. Was there any duplicate brought back?—Yes, there was; the one pound fifteen shillings and the duplicate he gave to me, and I went up stairs and gave it to the gentleman before my mistress's face.

Q. Have you ever seen that gentleman since?—I have not.

Q. Are you quite sure that the transaction took place in the way you have related it?—I am quite positive.

Q. Gardiner then took these things to pawn at your desire, you being desired by the gentleman to pawn them?—Yes, he did.

Court. How long have you lived with this girl of the town?—Seven weeks.

Q. Where did you live before?—In Newman-street, with Dr. Randall; I lived there a year and a half, my mistress died, and then I left him.

REBECCA ANDERSON *sworn.*

I live in Russell-court.

Q. Who keeps the house?—John Gardiner; he is the father of the prisoner at the bar.

Q. We have heard that you are a lady that sees company?—I do.

Q. That is your unfortunate situation?—It is.

Court to Mary Smith. Do you recollect what day of the week this was?—I believe it was Tuesday.

Rebecca Anderson. The first of this person's coming was between twelve and one; I think it was either Monday or Tuesday, he told me, after a little conversation, that he had no money, and told me to call up my servant, and ask my servant to go and pledge the buckles.

Q. What time did he come to you?—I think it was between twelve and one;

he came about a quarter after twelve. The buckles had little knobs about them. (Shewn the buckles produced by Brown.) They are the buckles he pawned first, I think they are the same buckles.

Q. Did you in consequence of his desire call up your servant to pawn these buckles.

Q. Do you know whether she took them to pawn or not?—She told me Mr. Gardiner's son was below, she was very busy washing, she went down and came up directly, and said she had sent them by Gardiner, but I did not see Gardiner.

Q. Was any thing produced, as the produce of pawning these buckles?—She brought up the ticket and fifteen shillings, the pawnbroker's duplicate.

Q. To whom was that ticket and duplicate given?—To the gentleman.

Q. Had you ever seen him before?—Yes, two or three times, but I don't know his name, or any thing of him besides.

Q. When he had got this fifteen shillings and the ticket, the produce of these buckles, what became of him?—Then he told me he was going a little way on business, and he would return in half an hour; he returned and told me he had not money enough for what he was going to do, therefore he pulled out the watch from his pocket, and a pair of buckles out of his shoes, he proposed having them likewise to be pledged as he did the other; I applied to the servant again to pledge them, I called her up, she told me as before that she would send Mr. Gardiner's son, the young man at the bar.

Q. Do you know what they produced?—One pound sixteen shillings.

Q. Who produced the one pound sixteen shillings?—The same servant as before, and it was given to the gentleman.

Q. Have you ever seen that person since?—No, never since.

Q. 1

Q. I don't know whether you have seen the second pair of buckles and the watch?— (shewn them) I think it is the same buckles, and I think the same watch, but I had them so short a time in possession.

Q. Did he stop long after he got the produce of these buckles and watch?— About half an hour or three quarters.

Court. Do you know what business the prisoner follows?— I believe it is a carpenter; his father is a carpenter and joiner.

Q. Your servant was busy washing that day, who let this gentleman in?— The servant, she let the gentleman in, and he came up stairs to me.

Q. Did the servant let him out too?— Yes.

Q. I believe when these things were to be pawned you sent for the servant?— I called her up; she came into the room, and the gentleman gave her the things.

Q. Was the gentleman in boots or shoes?— I don't know whether the gentleman was in boots.

Q. You must know that! The gentleman was in boots, was not he?— No, he was not, he was in shoes.

Q. Was his hair powdered, or did he wear a wig?— His hair was not powdered at all, nor did he wear a wig, it was his own hair tied behind.

Q. Cocked hat or a round hat?— It was a round hat, I am pretty sure.

Court to Mary Smith. Did you let the gentleman in on this occasion?— Yes.

Q. Did you make any particular remark about the gentleman's boots?— Seeing a strange gentleman I never looked at him.

Q. Do you remember whether he was in boots or not?— Yes, I observed he was in boots, and had a blue great coat on with plated white buckles.

Q. Was any thing said about his hat?— Was there no conversation between you and your mistress about his hat? did not you say he must be an officer by the cock of his hat?— I don't remember.

Q. Did you see any hat at all?— I did not take notice.

Q. You took some notice of his wig; you let him in and went in and out twice. Did not you make any remark about his wig?— I cannot remember.

Q. Do you remember whether he was an old man or a young man?— I did not take notice.

Q. Was he in mourning?— I cannot say; he had a great coat on.

Q. Do you remember whether his hair was dressed or not?— I believe it was dressed.

Q. His hair was powdered then?— Yes, it was.

The prisoner called six witnesses who gave him a good character.

GUILTY of stealing to the value of 37s. but not of breaking and entering. (Aged 18.)

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER*

419. ANN GILDER was indicted for feloniously breaking and entering the dwelling-house of John Dobree, about the hour of one in the afternoon, of the 27th of May, the said John Dobree and others of his family being in the said dwelling house, and stealing two pair of silver shoe buckles, value 3l. the goods of the said John Dobree.

SAMUEL JONES sworn.

I live in the house of Mr. John Dobree, I was standing last Monday, the 27th of January, in the shop; I heard the breaking of the shop window; looking round I saw the prisoner at the bar with her hand and arm in the window, it was between one and two o'clock in middle of the day.

Q. Did

Q. Did you know the prisoner before that time?— I never saw her before. I jumped over the counter and ran out of doors, and caught hold of her arm; she had got then about a dozen yards from the window; as soon as I got up to her I found these two pair of buckles on her; I caught hold of her and brought her into the shop with these buckles.

Q. Do you remember whereabouts these two pair of buckles were in the shop?— These two pair of buckles were in the window at the time she broke it; I took them from that hand which arm was all bloody, with the cut, which the force had given when she struck against the glass; I sent for an officer at Bow-street, and had her taken there, and she was committed.

Prisoner. I have got nothing to say in my defence, I leave it to the mercy of the Court.

EDWARD TREADWAY *sworn.*

I know nothing further than being fetched to take the prisoner into custody.

Court to Jones. Who were in the house at the time besides you?— There were other people in the shop; all the whole family were in the house, Mr. Dobree was in the house, but did not see the hand and arm in as I did.

GUILTY. Death. (Aged 18.)

*Tried by the second Middlesex Jury before
Mr. Justice ASHURST*

420. **ELIZABETH BIGGS** was indicted for stealing, on the 24th of March, a black silk cloak, value 1l. 1s. a pair of cotton stockings, value 1s. a check linen apron, value 1s. a muslin cap, value 2s. a cotton shawl, value 2s. a linen shift, value 1s. 6d. and a callico

muslin pocket handkerchief, value 1s. the goods of George Southo.

ELIZABETH SOUTHO *sworn.*

I am the wife of George Southo. On the 23d of March I was going into the country; my father had been very bad with the gout; when I had been up stairs to pack my clothes up I says to Elizabeth Biggs, (she was my servant,) I should stop for the course of two or three days, and I told her to go and get the key of Mr. Morgan's room, who was a gentleman who lodged in the house; I bid her go down into the bar to get the key to make Mr. Morgan's bed; I told her not to go out of the way while I was gone for very likely I might stay three or four days; I returned back between eleven and twelve the same night; I hung that black cloak on the chair back; I keep the Ben Johnson's Head, Pelham-street, Spitalfields; I got up to make six penny-worth of brandy and water, and being very much agitated in my mind on account of my father being so bad, I did not recollect the cloak till the next morning; in that same room where she had been making the bed, was a closet where I always put the dirty linen; I did not go to bed till very near four o'clock in the morning, in the morning about a quarter past seven the other servant came to inform me that Elizabeth Biggs was not in the house, and that when she went down stairs she found the street door left open, and the bar which used to fasten the door was put against the door, to keep the door open, and the key of the closet was taken away where the foul linen was; I lost one cap a pair of cotton stockings, one coarse apron, a black cloak and several other articles, to the value of thirty shillings; I had always used her with the greatest tenderness that any person could; the things were put into the closet, and the
O key

key used to hang in the bar, at the same place where the key of the room was; I never saw the things after she went away not till the time she was taken; she was taken the 11th of May, when she was examined before the magistrate she had got on a pair of cotton stockings and a coloured apron, part of the things that was missing; Mr. Southo went to Clerkenwell Prison to her on Sunday the 12th of May, and she acknowledged where the other things were; on the 13th I went and see my own cloak; she had put it in pawn at one Kendall's, Brick-lane, Old-street, for ten shillings and six pence, and then it was fetched out by one Mrs. Holloway; she bought the duplicate of Elizabeth Biggs for four shillings.

SARAH HOLLOWAY *sworn.*

I know the prisoner Elizabeth Biggs. As nigh as I can guess about seven weeks ago yesterday, she came into the shop and waited while I served two people, I then asked her her business? and she asked me if I wanted to buy a ticket of a cloak? I told her I did not want one; she said she was in great distress, and that she had not had any victuals to eat since the day before; I asked her how she came so distressed? she told me she had been bad of a fever near on three months; I told her as she was so distressed, I did not want a cloak, I would let her have some victuals, and if I heard any body wanted it I would let her know; in about an hour and a half she came again and asked if I had heard of any body? and I told her no; then she begged me to buy it; accordingly I did buy it; I gave her four shillings for the duplicate, to the best of my recollection there was a shawl and a cloak, they were pawned at Mr. Kendall's Brick-lane; I sent for them, and they were brought to me; the officer has got them now.

ROBERT HARRIS *sworn.*

I am a constable at the public office in Worship-street; I have got a cloak and a shawl, and some other things; after the gentleman had been robbed he came and laid information at our office Worship-street; I knew the prisoner, and some time afterwards I apprehended her, and on her there was an apron and a pair of stockings; after that we found a cloak, a shawl, a cap and a shift in Mrs. Holloway's possession; they were delivered to me before the magistrate at the office; Sarah Holloway was there. (Produced.)

Holloway. This cloak and shawl I believe are the same I had of Harris the Pawnbroker.

Q. You are not sure of it?—Yes, I am perfectly sure.

Court to Harris. Did the prisoner say any thing about these things?—She said the cloak, &c. was there at Mrs. Holloway's.

Q. Did she say how the things came there?—She did not tell me how they came there; I went along with Mrs. Southo to the house of Mrs. Holloway, and there they were; I told her to come with me before the magistrate, and she did the same day without any summons or any thing; the stockings were on her legs, and the apron was on her side. (Deposed to by Mrs. Southo.)

SARAH COMER *sworn.*

Elizabeth Biggs and I lived fellow servants together, with Mrs. Southo. On Sunday morning the 24th of March the prisoner got up near about seven in the morning, and left me in bed; when I came down I found the door open, and when my mistress and master got up they missed the property, and then we never saw any more of her till the 11th of May; when we were at the office the constable took a pair of stockings

ings off her legs, and an apron off her sides; after that we went to Mrs. Hol-loway's and found the cloak.

Prisoner. On Sunday morning I got up and left my mistress Southo, and went out, and left the door open, and in about two months afterwards I met with the officer, and he said I must go with him to the office, and I never owned any thing, but my master came to me to the prison, and said if I would confess where the things were, so that he might get his property again, I should not be hurted.

Court to Mrs. Southo. Do you know whether there was any promise made to her or not?—There was not; it is false what she says.

GUILTY. (Aged 22)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Justice ASHURST.*

421. HANNAH FINDALE was indicted for stealing, on the 15th of April, a red morocco leather pocket book, with a silver lock, value 2s. a pair of steel scissors, value 6d. a double bladed knife, value 6d. and two pair of steel nippers, value 4d. the goods of Alexander Caldcleugh, privately from the person of Elizabeth his wife.

ELIZABETH CALDCLEUGH *sworn.*

My husband's name is Alexander. I was going into Covent-garden on Friday the 15th of April last, with Mr. Caldcleugh and his brother, between four and five in the afternoon, we were going in at the entrance in Bow-street, we were going to the pit; the doors were not open; we stood there about one minute, not more; there was no body standing behind me; the prisoner was on my

right hand; I felt something at my pocket; I put my hand immediately in my pocket and seized her hand in the bottom of my right hand pocket; I immediately missed my pocket book by the weight of it; I kept her hand fast; I immediately called out, this woman has picked my pocket; my husband came round and seized the prisoner's right hand, and I never let go her left hand, which was in my pocket; on looking I found my petticoat was cut down the whole length of my pocket, my pocket hole before was very short; the pocket was hanging out of the hole she had cut, my watch was in the bottom of that pocket where I felt her hand, she had got hold of the watch when I laid hold of her; the pocket book was found in the evening of that day.

Q. Then the pocket book was missing the time you caught her hand in your pocket?—It was; it was a red morocco pocket book, and those articles in the indictment were in it.

Q. You had no reason to suppose it was taken at any other time?—I had felt but a minute before in my pocket, and found my watch and pocket book safe.

Q. Have you any doubt it was at this moment you lost your pocket book?—I have no doubt.

Q. What is the value of it?—A few shilling. She was searched, there was nothing found on her; she was taken to the house in Bow-street and searched immediately.

Prisoner. I was above an hour and a half in custody before ever the pocket book was found, or brought against me.

JOHN MILLER *sworn.*

I am an officer belonging to Bow-street. About half after seven I was coming along Bow-street, and I was told there was a little boy had picked up a pocket book;

I went after the child, and he had it in his hand wet; I took it from him, and have kept it ever since. (Produced and deposed to.)

Prisoner. I never set my eyes on the pocket book nor knew what I was accused of.

Jury to Prosecutrix. Was there any croud collected behind you?—There was none; I came there very early, and I put my hand in my pocket a minute before, and had it.

GUILTY,

Of stealing, but not privately.

(Aged 47.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

422. THOMAS YATES was indicted for stealing, on the 7th of May, a cloth coat, value 10s. a cloth waistcoat, value 3s. three yards of woollen cloth, value 18s. three linen table cloths, value 10s. the goods of Cornelius Hatch; a callico gown, value 3s. the goods of Elizabeth Price; a small wooden box, value 1d. a check apron, value 6d. and five shillings in monies numbered; the goods and monies of Emma Hatch, in the dwelling house of William Walldon.

CORNELIUS HATCH *sworn.*

I am a taylor; I am a lodger; I lodge with William Walden, he is the landlord and lives in the house.

Q. Did you lose any property at any time?—Yes.

Q. Was all the property in one room?—Yes; Elizabeth Price is my niece and Emma Hatch is my mother; she is a widow; we have two rooms on the first floor, it is in No. 14, Red Lyon-passage, Red Lyon-square.

Q. What day did you miss these things?—Tuesday the 7th of May, about six o'clock in the evening.

Q. When had you seen them last before they were missing?—I had seen the piece of cloth in the afternoon; it was only brought in between twelve and one that day; it was in the front room.

Q. What time did you miss them?—Just after six at night.

Q. Did you see the prisoner take them?—I did not.

Q. Was he a lodger in your house?—No, but I had seen him before many times; I was up at the time in the garret at work; as soon as the alarm was given I ran down stairs, and I found the drawer open, and the clothes gone from my room, a cloth coat, a cloth waistcoat, the woollen cloth; my mother missed the other things.

Q. Did you pursue the prisoner?—No.

Q. Have you ever seen any property that was missing?—Yes.

Q. How soon did you see it after it was missing?—The Friday following, this happened, on the Tuesday; Elizabeth Price my niece brought them in; I have had the care of them since; I have brought them now. (Produces the coat waistcoat and the woollen cloth.)

Mr. Knowls. You live in Red Lyon-passage; it is a narrow passage?—It is.

Q. The houses are very close to each other, and an alarm very easily communicates of course?—Yes.

Q. I believe you heard no alarm till after the thief had got out of the way, clearly from Miss Price?—No.

Q. I believe you was at work in the story immediately over that room from whence the robbery was committed?—No, I was at work in the garret, and this was in the one pair of stairs.

Q. Pray how was the alarm communicated to you at first?—My niece hallooed

hallooed on the stairs, or at the room door, and called up to me, and said I was robbed.

Q. Did she call you by name first, and then tell you, you was robbed?— I cannot say that.

Q. Did she tell you you was robbed before you came down stairs to her?— Yes, she called me and told me I was robbed.

Q. She called, you came down, and then she informed you, you was robbed?— She said, come down, you are robbed.

Q. She did not call to the neighbours at all, nor threw up the window at all?— I believe she ran down after the prisoner.

Q. I would ask you whether your niece did not describe to you, that the person who had robbed you had thrown her down in the room, and held a knife over her, and threatened her if she made any alarm?— She did.

Q. You called Mr. Macphaile over, and he came over?— He did.

Q. Now I ask you whether when you saw that bed, it had any signs of any person being thrown down on it, and whether Mr. Macphaile did not say so in the face of your niece who told this story?— He has represented it so, he has hinted something of that kind.

Q. Now we come about hints. Has not he said so to you?— He said he should wish to speak what he knew.

Q. Did not he tell you that, that was part of what he knew, that your niece had told a story, because there was no marks of violence on the bed?— He said he should wish to be on the trial.

Q. For what reason?— He is to give his reasons I suppose.

Q. Did not he so hint to you?— Yes, he has.

Q. On your oath did not he so express to you in the room, in the presence of your niece; you must not shelter your

niece, though, she is your niece?— He did not say so at that time.

Q. At what time? did not you hear him say so?— After that I did.

Q. When was it?— He said he should wish to come on the trial.

Q. That is very different. When was it he told you that he observed there were no marks of violence on the bed, that your niece said she had been thrown down upon?— I cannot exactly recollect the day.

Q. How long after your niece's story was it?— It was not long.

Q. Now we talk about hinting, I believe it is not the first time your niece has hinted that you was robbed?— I never was robbed before.

Q. Was no house in which you have lived in robbed before?— Not that I recollect.

Q. Has not your mother been robbed?— It was not my mother, it was a cousin of mine, who lives in the same house of Mr. Macphaile.

Q. Did not she accuse your cousin who was proved before all the world to be innocent? How many times has your niece made accusations of robbery against other persons, which have proved to be unfounded?— I never heard of any but that.

Q. Never heard of any but that, and there every body was convinced that your niece told a story on the business?— That does not concern me.

Q. Was not this man very well known in that neighbourhood?— He was.

Q. And did not he bear a very excellent character in that neighbourhood?— I don't know nothing to his character.

Q. Don't you know he was extremely respected and bears a good character?— He was no acquaintance of mine.

Q. Upon your oath have you not heard a very good character given of him

In that neighbourhood? though the answer comes with difficulty I will have it?—Not that I recollect.

Q. Do you mean to say that it is matter of recollection? have not you been told by all the neighbours that he bears a good character?—I cannot recollect.

Q. Will you swear they did not tell you? why that man that you accuse is as honest a man as any in the neighbourhood?—I cannot tell.

Q. You must know one way or the other. You heard no alarm of this till this matter was over?—No.

Q. And this was about six o'clock in broad day light, in a place where the man was well known.

ELIZABETH PRICE *sworn.*

I am the niece of Mr. Hatch; I live with him; he was robbed on Tuesday the 7th of May; the prisoner at the bar came and rang the bell at the door below, about six o'clock, and I went down to him, and he asked me if Mrs. Hatch was at home? I told him, no; and then he asked me if Mr. Hatch was within? and I told him yes; and then he went away, and I shut the street door after him and came up stairs, and I was at the fire place when he came in to Mr. Hatch's room, up one pair of stairs; the street door stands on a latch, and then he shut the middle door that goes into the front room, there is a back room and a front room, and the middle door is between the two rooms, and he left the back room wide open, and then I got away from the fire place and got to the foot of the bed.

Q. How came you to go to the foot of the bed?—I knew it was the man that had been talking with me at the street door. Then he tosses me on the bed; then I thought to have halloobed when he pushed me down on the bed; but he produced his knife, the knife had two blades, he

opened it and he called me an impudent hussy, and said if I dare to halloo he would cut my throat from ear to ear; then I laid still, and heard him go to the drawer, it was the second drawer, he took out a red waistcoat, and piece of cloth, and a green coat, and as for the third drawer I cannot say, because I cannot say I was quite sensible when he went to it; then he went about his business.

Q. What did he do with these things?—He took them with him.

Q. Do you know any thing of any table cloth?—Yes, there were three table cloths missing; I did not see him take them.

Q. Do you know any thing of a callico gown?—I do; that was mine I did not see him take it.

Q. There are a wooden box, a check apron and five shillings in money?—I don't know any thing of them; they were missing; they were all in the same room.

Q. Were they missing from the drawers?—They were.

Q. Did you say any thing about this at the time?—I made the alarm when he was gone as well as I could.

Q. Who did you see on that alarm?—I saw a good many people; I saw my uncle, he came down stairs.

Q. Was this man pursued at all at the time?—No, not then, nobody went after him then; my uncle was undressed, not fit to go after him.

Q. Were the other people undressed?—No.

Q. How came it nobody went after him?—Upon my word I cannot say.

Q. Did you ever see any of these things again?—Yes. On the 10th of May, I let my brother in at the street door at twelve o'clock from school, there came a man by and asked me if I was the person that had swore that innocent young man's life away? I told him I did not know

know what he meant; then he said if I would go along with him he would give me some of the property back again; and another man came up, a bricklayer's labourer, and he said that I had no need to be frightened, I will see you safe there and back again; then I went with the man to fetch the clothes, when this bricklayer's labourer came up, I went along with him, and I went to a house in Eagle-street, across Red Lyons-square, and when I went in, this bricklayer's labourer left me to this other man, and the man gave me the green coat, a piece of cloth and a red waistcoat, and there came some bad women up in the room, and they bid him to let me go about my business; then I came home with the clothes.

Q. How old are you?—Fifteen.

Q. What business do you follow?—My uncle keeps me.

Q. None of the other articles have ever been found, have they?—No, none.

Mr. Knowllys. You have told this story several times have you not? So this was about six o'clock?—It was near there.

Q. Mr. Macphail lives very near opposite to you?—He does.

Q. You say the prisoner rang the bell and you went down; how was he dressed?—He was dressed in a light coloured coat.

Q. Are you sure it was a light coloured coat?—I am.

Q. Which way did he go when you told him your aunt was not at home?—I cannot say; I shut the door immediately.

Q. What lock has it?—A latch only.

Q. It was but a very few minutes when you saw him again?—I had but just got up stairs to the fire place, and then I saw him again.

Q. The door of this back room communicates with the stair case?—It does.

Q. Therefore the door of this back room would enable you to have gone up to your uncle's?—Yes.

Q. When the prisoner came in, was not you a good deal surprised that he should come in?—Yes, I was, I knew it was him that I had left at the door.

Q. Did not you ask him what he came for?—No, I did not.

Q. How did that happen?—It surprised me so I did not speak to him.

Q. You was a good deal alarmed?—I was.

Q. Pray as you was alarmed, why did did not you call out for your uncle?—Why when he shut the middle door I thought I could get out of the middle door.

Q. When he first came in he shut the middle door; you was by the fire place at this time, the back door was open, but instead of moving to the door you moved to the bed?—The bed faces the stair case.

Q. Instead of going up stairs to your uncle you went to the bed?—I got to the bed post; he would not give me time to get out; when he saw me going out, by that he pushed me on the bed.

Q. Then you was going out at the back door; how came it you did not tell us this before?—I was going straight to get out, and he pushed me straight on the bed.

Q. How came you to say that you went and laid hold of the bed post?—I said I got to the bed post.

Q. You could have got to the back room door?—Yes, I could.

Q. Then as you was alarmed and could have got to the back room door, why did not you? why should you stop at the bed?—I made an attempt to go to the door.

Q. It is not the direct way from the fire place to the back room?—Yes, it is.

Q. There

Q. There you stopped?—Yes.

Q. By this attempting to push you you stopped?—I cannot say; I might stop at the bed.

Q. Did you or did you not stop at the bed before he attempted to push you?—I did.

Q. Why did you?—I don't know upon my word.

Q. I am sure I cannot guess the reason; this frightened you of course. Did not you scream out as every girl does who is frightened?—No, he said if I dare to halloo out he would cut my throat from ear to ear.

Q. But before this it takes some time before he can say all these words and produce his knife, you never saw any thing of the knife then?—When he pushed me on the bed, he put his hand into his waistcoat pocket and pulled out his knife, and opened both blades.

Q. So here he stood, first of all, having made the threat, he opens both the blades, and there you see him in the operation, opening both the blades, one would not do for the purpose?—I see him open both.

Q. You was very much alarmed, after this you had hardly your senses about you?—I cannot say I had.

Q. And yet you say you particularly noticed him taking out a great coat a waistcoat, and the piece of cloth; you particularly observed from what drawer he took it, this coat, waistcoat and piece of cloth from, that it was the second drawer, though you was in this alarm, losing your senses by the fright of two blades he had produced, yet you saw him take those things, particularly as you was laying flat on the bed at this time?—I was.

Q. Was your face thrown on the bed?—I laid flat on my back.

Q. You did not dare to rise yourself for fear he should cut your throat. Now I ask you by what possible direction

your eyes could see that second drawer from the bottom?—But I did see the second drawer.

Q. I know you did; but we must know how you could do it; the bed was higher than the second drawer at the bottom?—Our bed is very low.

Q. Perhaps your bed is not so high from the ground as the first drawer of that pair of drawers?—I don't know what you mean.

Q. I ask you whether the bed is not higher from the ground than the first drawer of that pair of drawers; is it not higher than the second drawer?—I believe it is.

Q. Then I ask you in what possible manner you could see any thing, laying flat on your back on this bed?—Ours is a chest of drawers.

Q. In what possible direction could your eyes see the second drawer of that chest of drawers, leaving that to be reconciled in the minds of the jury; where were the rest of the things taken from?—From the third drawer from the top.

Q. Did you see that?—I did not, I was down in a fit.

Q. Now I assure you in your examination at Bow-street you made no more scruple in swearing to what he took from the third drawer than from the second?—(the information read) They did not ask whether I was sensible or no.

Q. Now my girl, he ran down stairs with these things; was the back room door which communicates with the stair case, open all the time this was going on?—It was.

Q. So this man had the precaution to shut the middle door, but not the door by which every one must see what was going on who went up stairs?—We have no lodgers except up in the garret. He shut the middle door because he knew the neighbours could see.

Q. How

Q. How long was he gone before you communicated any alarm?—He was not gone long, about five minutes.

Q. Perhaps ten?—I don't think it was.

Q. What was the first thing you did when you got up?—I hallooed to my uncle.

Q. You did not run and throw up the window, and call out stop thief in the court?—I did not.

Q. But you stayed somewhere between five and ten minutes, and then went to the back room door and called to your uncle; did he come directly?—He did not come down till the second call; and I was at the street door when he came down; I first of all called uncle, and then ran down and called again uncle; I called out, uncle you are robbed.

Q. Where was your brother all this time?—My brother had that minute gone up with the iron.

Q. Did not you call to your brother?—I did not; he was not so big as me; he had just gone up before the man had rang at the bell, and my brother was coming down to the bell when I got up stairs, he came out of the garret when the man rung the bell; he had left the iron up in the garret, for I had gone up stairs, and the man was gone, and I sent word up to my uncle, by my brother, that it was somebody wanted my aunt.

Q. Did you give any alarm to the people in the street, at this second time, before your uncle came down?—I had.

Q. Before your uncle came down you had given an alarm in the street, and there was a great mob came, that you are sure of; I thought you had called out uncle after the mob had come round?—I did.

Q. How long do you think it was between your calling uncle the first time and the second?—The instant I got off the bed, I called uncle then, then uncle did not hear what I said, then I went straight

to the door hallooing out, uncle, thieves! I am sure of that.

Q. Who came up on this?—There was nobody else to come but those below stairs, Mr. and Mrs. Walden, and they came out at the time my uncle came down, and then the mob came about.

Q. Among the mob Mr. Macphail came over?—He did.

Q. When Mr. Macphail came up in the room, where the robbery had been committed, what did he see?—He saw what had been done without my telling of him.

Q. You told him that he had thrown you on the bed?—I did.

Q. And upon your oath did not Mr. Macphail say, there is no mark of any person being on that bed?—This was the remark he made to me at the time, he lifted his hands and said that he never saw such a cruel thing in his life; he did not say till two days afterwards that there was no mark on the bed.

Q. Then nobody else remarked it at all?—No soul.

Q. When did he say and where, that there was no mark of violence on the bed?—It was below where he lives, at Mr. Johnson's, he is Mr. Johnson's lodger.

Q. You know that he said so; did you hear him?—I did not. What I heard was that he told his landlord so below.

Q. I believe the neighbours have been cruel enough to intimate some suspicions that the robbery was done by a relation of Mr. Hatch's?—Yes, so they have.

Q. I believe Mr. Macphail got into a sad scrape for making this expression?—I don't know.

Q. Don't you know that he has been ill treated, and ill used in consequence of having made use of that expression?—I know what you mean.

Q. I am very glad of it. Don't you know he was extremely ill used?—I never knew he was ill used. Mr. Gammon's.

mon's niece has lost a gown at Mr. Johnson's, and the next morning I see Mr. Macphaile's sister-in-law come out with a bundle in her lap.

Q. That is not using Mr. Macphaile ill. Don't you know that your uncle has told you that Mr. Macphaile has been ill used because he has thrown out that hint?—I never heard any thing about it.

Q. Have you not heard it from your uncle, or from some of your relations that they have treated Macphaile ill for what he said?—I have not heard.

Q. Now my girl at the time you gave this alarm to the neighbours, was there any pursuit made after the prisoner?—No.

Q. Had not you seen him out about that neighbourhood before?—No, I had not, only his being such a remarkable man that made me look so much at him; he was in a light coloured coat.

Q. Certainly not a blue coat then?—No.

Q. He was taken up when?—Two days afterwards.

Q. It was after that, that these things were brought back to you?—Yes, it was.

Q. Your uncle did not pursue after the man at all at the time the robbery was committed, and the reason was he was undressed and not fit to go after him, that was the only reason?—It was; I am sure of that.

Q. The mob about the place were not undressed?—But they did not attempt to pursue.

Q. You was very much surprised certainly at these barbarous neighbours. Your uncle, you mean, to say had the knees of his breeches unbuttoned, and his coat and shoes off, but your neighbours were dressed. Did not you think it was cruel, it was a great pity; advise your uncle the next time to have his shoes on. The neighbours have been so unkind

as to impute it to some part of your own family?—They have.

Q. You say you had just let your brother in, and a man came up and asked you if you was the girl that had swore that innocent young man's life away? Did you call your brother to hear what the man said?—I told him I did not know what he meant; he said if I would go along with him he would shew me the things; he came alone, he was not in company with any body, there came up a bricklayer's labourer, at the same time, as I took him to be.

Q. What time of the day was this?—About twelve o'clock at noon.

Q. He came alone, you wanted somebody to protect you. Did you desire your brother to step up stairs to your uncle?—My brother had gone up stairs.

Q. Then as you did not like to trust yourself alone, did not you call out to your uncle?—This bricklayer's labourer came up and he offered to see me safe.

Q. He did not come up till the man had done talking and you was afraid to trust yourself along with him. Pray how came the bricklayer's labourer, as the man had done talking to you, to come up and offer to protect you?—He might be a friend of the man's who had been talking to me; I was crying, because I thought it was too much to go by myself, I thought it was something so flattering.

Q. Then why not call Mr. Walden to go with you?—I did not think any thing about Mr. Walden.

Q. Mr. Walden you know could have protected you?—He told me I must go alone with him; he said if I would go along with him alone he would help me to my property.

Q. How came this bricklayer's labourer to be suffered to go along with you?

you? Have you ever seen that bricklayer's labourer again?—Never have.

Q. Eagle-street runs at the back of Red Lion passage?—No.

Q. Eagle-street runs from Red Lion-street to Gate-street?—It does.

Q. Now you are at twelve o'clock at noon. At what house in Eagle-street did you go? Have you ever fixed on that house, or have you ever been able to tell what house that was?—No, I cannot tell what house it was, because when I came out I was so frightened.

Q. You was not at all frightened going there?—No, I was not.

Q. You told your uncle you was there?—I did.

Q. Did not your uncle then say, shew me the house that we may get the rest of the property? Pray does not your uncle's brother and sister live in Eagle-street?—I have heard a young man say so; my uncle's sister does not speak to me, because she owes me a great spite.

Q. However this house is in Eagle-street, and you have heard a young man say that your uncle's sister lived in Eagle-street, and at that time. Now your uncle is out, pray tell us where this sister of his lives. Who told you that she lived there?—One Mr. Baker said so.

Q. Where does your uncle's brother live?—He has no brother.

Q. Has he a brother-in-law?—He knows nothing at all of him.

Q. What is his name?—Wood.

Q. Where does he live?—I do not know.

Q. Does not he live in Eagle-street?—I do not know.

Q. He knows where to find your uncle and your uncle's premises?—I do not know any thing about it.

Q. Don't you know that Wood's wife was at your uncle's the other day?—Yes, she was.

Q. Then if Mr. Wood's wife knows where your uncle lives, how came you to

tell us that Mr. Wood did not know?—They do not live together; my uncle's sister is a very bad girl, and they have not lived together a great while.

Q. Now when you got to the house there were a number of bad women there, perhaps you was so much frightened if she had been there you would not have known her?—I don't know whether I should have known her or no;—but I think I had my senses about me just enough to know her and no more.

Q. So then they gave you these things and you came back. Did you tell any part of this story at Bow-street?—My uncle went back to Bow-street.

Court. Did not you give account of this at Bow-street?—I have not been there since the things were found.

Q. Were these things brought back before he was taken up or after?—After he was taken up.

Mr. Knowllys. Now my girl this is not the first you have accused of a robbery?—I did say that I saw the woman come out with a bundle, and the people said she had not been out all the morning.

Q. You never accused any body else with a robbery?—I have not.

Court. When was it that this man was taken up?—I believe the second day after the robbery; the man was in prison when the things were found; I recovered the things on Friday.

Mr. Knowllys. Do you mean to insist on it that you never charged any other person with a robbery, except that person that you now mention; remember Mr. Macphail is here?—I have not.

EMMA HATCH *sworn.*

I am the mother of Cornelius Hatch; I was from home when the robbery was committed, and all that I lost was a wooden box with five shillings in it, and a check apron; I came in about five o'clock; I have never seen any thing since

since but the coloured apron, which came home with the things.

Mr. Knowlys. You have a daughter lives in Eagle-street?—Indeed I don't know.

Q. Is her name Wood?—It is; I have not seen her for this quarter of a year; of course she knows where I and my son live, and Wood also, who married her, I don't know where he lives.

Q. Your neighbours have been so unkind as to suspect some of your own family?—They have done us a deal of injustice.

HUGH MACPHAILE *sworn.*

I am a printer's ink maker; I can hardly speak, I have just now been so insulted by my landlord, Mr. Johnson. The evening this affair happened, as two of my servants had been charged with a robbery the same morning, I went over immediately, one was a house servant, and the other was a servant employed to wash and clean for us besides; the charge was made at my house, at my apartment, the girl Elizabeth Price declared she would swear to one of them coming out with a bundle at nine o'clock; Elizabeth Price this same evening cried a robbery; my wife called me down instantly and said there was a robbery over the way, and said perhaps it might be a discovery of our robbery; I went over the way, and went up into the room, and I found Elizabeth Price standing in the room with her uncle Hatch, and another man; she said that a man came and knocked at the door and asked for her grandmother, he said that he had a message from a gentleman's house-keeper

in Lincoln's Inn-fields; she replied that her grandmother was not at home; he enquired if her uncle was; she informed him that he was; that then he went away and she shut the door, and she was surprised to find him follow her up stairs; that he took her immediately and threw her on a bed, a little bed that stood by, and I took particular notice of the bed, the bed was perfectly well made, there was no mark on it; I come here to speak independent; I know nothing of the prisoner nor them, before that day; I know nothing of any of them; a drawer was half open; she said the man pulled the drawer open, and she said that was the only drawer that ought to have been locked, and he whipped up the things, wraps them in a check apron and was off in an instant.

Q. Was you before the magistrate?—I was not.

Q. Was you before the grand jury?—I was not. Mr. Hatch told me that he would be very glad if the prosecution was squashed, for he was urged to it by people that persuaded him.

Mr. Knowlys. Did you hear the girl relate that the robbery was done while she was on the bed?—I did; but the bed was perfectly smooth.

Q. At that time did you, with your own eyes, observe it, that it was perfectly smooth?—I communicated it to them all, and had an argument with them on the impossibility of the transaction.

Q. Are you sure that you had an argument with them?—I am; and they wished to evade it.

Q. When was it you had the argument with them?—The day after.

The remainder of this trial in the next part which will be published in a few days.

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 29th of *May*, 1793, and the following Days;

Being the FIFTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

MANOAH SIBLY,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

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THE WHOLE
PROCEEDINGS
ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

The Continuation of the Trial of THOMAS RATES.

Q. Then they cannot possibly be ignorant that they had that argument with you?—I communicated every thing to them as I have to the court, on my oath,

Q. How long have you lived in this neighbourhood?—Since Christmas.

Q. Have you the least interest in this business, or are you at all related, connected, or any way known to the prisoner?—I am not. About a month prior to this, I heard a person at the door where Mr. Hatch lives, I looked out of window, and a cart was there; after some time a person got up and began to speak, and said they had been tumbled down stairs neck and heels, and she said she was the daughter of Mr. Hatch.

Q. Have you communicated to them your intention of coming here, to declare

the whole truth?—I have; I have been threatened for it by Mr. Johnson; I have been threatened even at this door.

— CROCKER sworn.

In consequence of information I apprehended this prisoner; I only produce the knife which the girl swore to at Bow-street.

Q. Where did you find the prisoner?—In Eagle-street near Red Lyon-square.

Q. What day did you apprehend him?

—The 9th of May; I believe this day three weeks; I received the information on the 8th; I apprehended him the next day, by the girl's shewing him me in the street, in Eagle-street, at a door; the information I received from Hatch was, that they had been robbed; I was informed that he was at a club at a house in

in Dean-street near Holborn; I thought it was not prudent to go there that evening, I would not take him without the girl was positive for I had no warrant; therefore the girl and I went and waited for him, the girl was on one side of the way and I was on the other; I took him into a public house and searched him, and I took out of his pocket a pocket book, and this knife, and a mask, and then I took him to Bow-street, before the sitting magistrate there, the magistrate shewed the knife to the girl and she said it was the knife he held in his hand while she was on the bed; she then said that the prisoner had not on the clothes that he had then, he had a light coat; I went back to his lodgings, and I found that light coloured coat, here are some things I found in the lodgings, a ladle, a crucible, and a dark lanthorn, that I thought proper to bring them away; I took the key out of the pocket of the prisoner.

Mr. Knowlys. You have been an officer a long time at Bow-street?—Near nine years.

Q. Of course you know that you must be consistent in your story, it is your duty certainly; you was examined before the magistrate?—I was.

Q. How came you not to put the mask in your examination?—I shewed it.

Q. You swore to your examination?—I did.

Q. It was read over to you?—It was.

Q. But there is not a word in it about the mask?—When the clerk is writing he may omit something.

Q. Is it not your duty to attend to your examination that you are to swear to? why did not you tell the clerk you have forgot to put down the mask? Did you swear to finding that mask before the magistrate?—I did at the examination; when I was before the magistrate I produced every thing.

Q. So you say, but here is a note in which nothing of that kind is mentioned, and you, of all others, are most bound to attend to your oath; it is not a new thing for you to take an oath or sign an examination?—No, it is not.

Q. Now it does not appear in the examination?—I produced it before the magistrate, and swore to it.

Court to Hatch. Look at the coat, waistcoat, and piece of woollen cloth and check apron.—The coat I valued at ten shillings; the waistcoat at six shillings, and the piece of woollen cloth at eighteen shillings, the check apron sixpence; the coat waistcoat and cloth is mine; the coat I can swear to, and I believe the other things,

Mr. Knowlys to Crocker. You found nothing else relating to this robbery, nor any property of Mr. Hatch's in this room?—No, none at all.

Court to Price. Look at the knife?—It was such a kind of knife as this; the knife had two blades.

Q. How do you mean such a kind of knife?—I know it by the blades and handle.

Mr. Knowlys. You remarked it particularly that you might know it again?—Indeed I did.

Q. What remark did you make on it?—It looked very bad, having both the blades open.

Q. Therefore because it looked very bad it must be the same knife?—Yes.

Q. You looked at it particularly that you might know it again?—I did look at it particularly.

Q. When you was so much alarmed, you really had your senses about you to take notice of these blades?—It looked so terribly to have both the blades open.

Prisoner. I am entirely innocent of the charge laid to me; does it stand to reason, that I should go to commit an
R outrage

outrage on a person I knew very well ? Mr. Hatch and I were children together ; I was known to the people of the house ; I was born in the neighbourhood, and have lived in it twenty eight years ; I hope my lord and gentlemen will take my case into consideration, and pronounce me innocent ; I have several respectable people who will give me a good character.

ANN PEARCE *sworn.*

I live in the house where the prisoner lodges.

Q. We understand there was a dark lanthorn and some other things taken from your lodgings ?—There was.

Q. Now I ask you were they there before the prisoner took the lodgings or were they not ?—Upon the word of a woman, and upon my oath likewise, they were there three years and a half before the prisoner came to lodge there, the prisoner lodged there about six weeks or two months, or thereabouts ; as to that mask which Mr. Crocker has produced we have had it up and down the house joking with it about three weeks or thereaway, it commonly lay about the house.

Court. What are you ?—My husband is a shoe maker ; I have lived in that house a year and half.

Q. Why you have a good recollection, you have put the lanthorn there three years and a half ?—I have seen it there for three years and a half ; I have been backward and forward to the house this seven years ; my sister kept the house, it is in Eagle-street.

Q. Did you ever happen to see that waistcoat and piece of cloth in the house ?—Never, upon my word.

Q. Do you know Elizabeth Price ?—No.

Q. Did you ever hear mention of the name of Mr. Hatch ?—I have since the prisoner has been in trouble.

Q. Do you know whether the niece has ever been in Eagle-street at any time ?—No, I know nothing about the business.

PATIENCE CRUTCHFIELD
sworn.

I live at No. 6, Holly-street, Clare-market ; my business is to get my bread by going out washing and charing ; I have known the prisoner at the bar, to the best of my remembrance, going on seven years ; I never heard nor knew any thing amiss imputed to him before now.

Court. What is his business ?—He is a shoe maker.

Mr. Knowl's. Will you be so good as to tell us what day he was at your house ?—He was there on the 7th of May, he came there between three and four o'clock in the afternoon, he called on my daughter to go with her into the City to Guildhall, to get a warrant, which my daughter intended to take out ; I believe he stayed there about half an hour ; my daughter and him set off.

Q. Where was your son at that time ?—He was not at home ; he was out at service ; they went out between three and four o'clock in the afternoon, it was about three when he came, and they returned near eight o'clock or half past seven, it was rather dark, he came home with my daughter and stopped in my place some short time, and it was dusk when he went away.

Court. What day of the week was this ?—Tuesday.

Q. Are you sure you never said to any body it was Wednesday ? Why are you positive it is Tuesday ?—I took particular notice of the day, because of my daughter's going out on the business she was upon.

Q. Might not your daughter go as well on Wednesday as Tuesday ?—She might to be sure.

Q. What

Q. When was you first called upon to give evidence here?—Yesterday.

Q. Who applied to you? Was you subpoenaed?—His sister came to me.

Q. How came his sister to know that you knew any thing about the business of Tuesday?—I did not know any thing of it till he sent to me.

Q. What had he to do with the warrant?—My daughter wanted to take it out, but she did not know how to go by herself; it was against one John Martin, but they did not take it out, because they were too late.

Q. What was it for?—For abuse and scandal to my daughter.

Q. What was the abuse and scandal?—I cannot justly say myself.

Q. It was hardly a secret to you, what the abuse and scandal was?—I cannot positively say myself what the scandal was; there were many scandalous things said of her.

Q. What was the scandal about?—I cannot justly say; my daughter can tell.

Q. You must know?—To be sure it was very scandalous, he said that she had a child by him; and went and exposed her at the public house; it was on that occasion they went for the warrant.

Q. How came they to go to Guildhall?—Because the man Martin, lives in the City, in Cheapside.

Q. What is Martin?—He is a servant to a silversmith.

Q. Did they take out any warrant?—They were too late.

Mr. Know'ys. Do you recollect what coloured coat the prisoner had on that day?—I don't recollect.

Court. How came you to know that he came in about half after seven or eight o'clock in the evening?—By the close of the evening.

ANN CRUTCHFIELD sworn.

I am the daughter to the last witness; I know the prisoner at the bar, he went

out with me to Guildhall, on Tuesday, the 7th of May; I go to service, but I am at present at home with my mother; he called on me, as near I can guess, between three and four o'clock.

Q. How long did he stay at your house before he went out?—Nearly an hour I think.

Q. Did he go away from your house alone, or did any body go with him?—I went with him,

Q. Where did you go with him?—To Guildhall, to get a warrant for a person that assaulted me, John Martin.

Q. What was the nature of your complaint against him?—Nothing particular, he grossly offended me while I was in my place.

Q. Do you mean by assault, striking you?—No, it was insulting me in scandalous expressions.

Q. Tell us whether you went to Guildhall together or not, tell the whole story, how far you went together, and the whole of it?—Me and the prisoner, we went straight to Guildhall from my mother's, we went to get a warrant; we then returned home, and in Charterhouse-square, on his return, the prisoner met a person whom he knew, he is not here, he was a person I did not know, this was I suppose between five and six o'clock, I suppose so from the length of time and the length of way; from Charterhouse-square, we went straight on towards Clerkenwell.

Q. Did the other man join you?—No, he only spoke, and after he spoke we parted. At a house near Clerkenwell-green we stopped, at a public house, the prisoner and I we had a pint of ale, he left me and went out to get some ham and bread, I suppose he was gone about a quarter of an hour; I should suppose this was about six o'clock; he returned back with the ham and bread; we set there and eat it, and drank and had another pint of ale to it; from there we went straight across Clerkenwell-green, and

and in some shop, I believe it is called Mutton-lane, a chandler's shop there he called, and I stopped at the door, he stayed there a few minutes and came out to me, and from there we went straight home to my mother's; at the time I got to my mother's I believe it was between seven and eight o'clock, it began to be dusk.

Q. Are you able to say what coloured coat the prisoner had on at the time he went with you?—It was a blue coat I am certain of that.

Q. Look at the coat, (which Crocker produces) is it at all like the coat he had on?—Not at all; he had on the coat he has on now, all the time he was with me.

Q. At any time you was with him, did you see a clock?—At the time we went through Clement's-inn, as we were going to Guildhall there was a clock, and I said it is half past four o'clock; he said, I am afraid we shall be too late; but we proceeded.

Court. How came you to go so round about a way home?—We were not in an immediate hurry to go home, so we took our time.

Q. Was it at your desire or his, that you went to these particular places?—It was his desire, not mine.

Q. How long have you known him?—I have known him five or six or seven years; he is a shoe maker.

Q. What was the man's name that scandalized you?—John Martin.

Q. What was the scandal?—I cannot say the particulars of it, but I have people that can prove it; he said that I had a child by him.

Q. How came you to fix on the prisoner as the man to accompany you on this occasion?—I never went about a warrant before, and I asked him to accompany me.

Q. Did you drink tea before you went out, or after you came home?—

We had no tea at all; we did not stop for it before we went out, and when we came back it was too late.

Q. Did your mother know that you went out?—She did.

Q. Was she at home when you went out?—She was.

Q. How long have you been living at your mother's lately?—This seven or eight weeks, I think.

Q. Where did you live before this?—With one Mrs. Hosley, Mary-le-bone; I did not live long with her because she went into the country; I was there a servant of all work, I lived with her turned of six months.

Q. Where did you live before that?—Church-street, Soho, with one Mr. Crompton.

Q. How long did you live with Mr. Crompton?—Either four or five months; I don't know which.

Q. Where did you live before?—At one Mr. Gray's, Henrietta-street, Covent-garden.

Q. Did you go to all these places with the knowledge and consent of your mother?—Yes.

Q. How came you here to day?—I was sent for; the prisoner's sister sent for me this morning.

Q. How came she to send for you about the prisoner's business?—I had told her before that I was with him.

Q. Why did you tell?—I don't know any thing particular.

Q. When did you first tell the sister of it?—Some days ago.

Q. You mentioned to her, I suppose, this business of Martin's, and that Martin had scandalized you?—That was all I told her.

Q. How came she to desire you to come here?—I did not come on that account of Martin's, I came here on the prisoner's account, he was with me the same day as the robbery was committed.

Q. When

Q. When was it you first discovered it was the same day?—I don't know justly.

Q. Was it on a Wednesday?—No, it was a Tuesday.

Q. Did you tell the sister it was a Tuesday?—I did.

Q. Now you failed of your warrant that day, did you take the warrant out the next day?—No, I never have; I never went before nor since about a warrant.

Q. On your return, how long did he stay in the house?—He did not stay long.

Q. Did he sup with you?—No.

Q. Did he eat and drink in the house?—No, not after we came back.

Q. Look at that white coat.—I have seen it before; I have seen the prisoner in it before.

Q. Where does the prisoner live?—I really don't know; I don't know where he lived since he left his house in Bedford-street.

Q. When did he live in Bedford-street, to your knowledge last?—It was at the time that I lived in my place, and I cannot tell exactly, about three months ago, it may be more or it may be less.

Q. How came he to attend you on this business of Martin's?—My mother met him the week before, my mother desired him to attend.

Q. Did you ever hear of his living in Eagle-street?—No, he might live there.

Q. How often have you seen him in the course of a week?—I had not seen him for some time since I left my place in Bedford-street, till my mother saw him.

JUDITH LAWTON *sworn.*

I live the corner of Mutton-lane, Clerkenwell; I keep a Chandler's shop; I remember the prisoner's calling at my shop the 7th of May between six and seven in the evening, nearer seven than

six; he called for to see me and how I did, and how my children did; he is a shoe maker; I asked him in, and he was in the shop, but he said he had a young woman waiting for him, and he could not conveniently stay.

Q. Are you sure that this was on the 7th of May?—I am very sure of that.

Q. Did you see the young woman?—I did. Says I, my dear Tommy, why did not you bring her in? I knew his mother; no, madam, says he, I cannot, because I cannot stop indeed.

Q. Did you in point of fact, see that he had a young woman with him?—I did; I cannot recollect whether that is the young woman or no, that he had with him.

Q. This was near seven o'clock?—Nearer seven than six; he always bore the character of an honest, industrious young fellow.

Q. Have you any recollection what coloured coat he had on?—I don't recollect.

Court. What day of the week was this?—Tuesday; the reason of my being so very particular, I am very correct in my tea book.

Q. How came this business to get into your tea book?—That made me know the day; I was settling the book when he came in.

Q. When do you settle it?—Sometimes once a week, sometimes every other day.

Q. Then it may be some other day; you don't always do that of a Tuesday?—But that made me particular then as to the day.

Q. Then you know this man's mother?—I do.

Q. What did you give them on this occasion; tea or coffee?—He stopped but a few minutes with me.

Q. You did not let them go away dry handed; did you give them any thing to eat or to drink?—I did not.

Q. Did

Q. Did the young woman come in ?
—No, she did not.

Q. Then you did not ask her to tea ?
—Ask her to tea ! I had had my tea ; she did not come in at all.

Q. What brought you here to day ?—
To speak the truth of this young fellow.

Q. Came you here by a subpoena ?—
Which I was surprised at.

Q. When was you subpoenaed ?—
The night before last, I think to the best of my remembrance.

Q. Have you got it with you ?—
No.

Q. How came you to leave it behind you ?—I put it on the shelf.

Q. Who served the subpoena on you ?
—I was not at home ; my maid came for me, and I went home and I saw a young man, and he asked me if I recollected seeing one Thomas Yates.

Q. Was this the day before yesterday ?
—I think it was. I told him, yes, and was very happy to see him, not knowing they were going to serve me with a subpoena ; I told them I had a child ill of the small pox, but I would do my endeavour to come ; he said I must.

The prisoner called four other witnesses who gave him a good character.

Not GUILTY.

*Tried by the second Middlesex Jury before
M. RECORDER.*

423 JOHN GABRIEL was indicted for feloniously making on assault, on the King's highway, on Richard Upton, on the 16th of April, and putting him in fear, and feloniously taking from his person and against his will, a linen shirt, value 3s. a pair of cotton stockings, value 1s. three muslin neck handkerchiefs, value 1s. the goods of the said Richard Upton.

RICHARD UPTON *sworn.*

I am a foot boy to one Mr. Nash, Leicester-square. As I was going through Coventry-street on Tuesday the 16 of April, between nine and ten at night, as I was getting up behind an hackney coach John Gabriel came after me and said, why don't you get up ? I was getting up, and he snatched my bundle away from me ; he snatched it away all of a sudden, and he ran down a court, and when he got to the bottom of the court he cried, stop thief ! and I left him, and he crossed the Haymarket, and I was in view of him till he came to Norris-street, I lost sight of him in Norris-street, and he tumbled over some flats, some vicker baskets in St. James's-market ; I lost sight of him before that ; I pursued him into St. James's-market, and he fell down ; I did not see him fall, I know it by a witness ; from thence he was taken to St. James's watch-house ; I am sure the prisoner is the same man ; he had the bundle in the Haymarket, he threw it somewhere in Norris-street ; it was never found ; I never recovered any of the property ; there was a shirt ; a pair of stockings, three muslin neck handkerchiefs ; they were tied up in one of them ; I am sure that is the man, but he was not dressed in that dress.

Q. How long might you lose sight of him ?—Between four or five minutes.

THOMAS READY *sworn.*

I am a shoe maker ; I was in a shop in Norris-street, I heard the cry of stop thief ; with that I ran out of the shop, and this person that is at the bar tumbled over some flats that were at Mr. Birch's door, (in the country market it is so called) it is in St. James's market ; this young man was at my back, and he said that was the man that had robbed him ; with that I collared him directly.

Q. Did

Q. Did he say any thing about a bundle?— He said that was the lad that robbed him; he said he was robbed of a shirt, stockings, and some handkerchiefs; I heard that he dropped it in Norris-street.

Prisoner. I was just coming from St. Martin's-lane, I had been there to buy some things; I was going across the Hay-market, I heard the hue and cry of stop thief! I saw a man before me, and I was running and I fell down over the baskets, and I was taken; when the boy came up they asked him if I was the person? he said he did not know; when I came to the watch-house he said he could swear to my voice.

GUILTY,

Of stealing, but not of the highway robbery.
(Aged 21.)

To go for a Soldier.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

424. JAMES CRAVEN was indicted for stealing, on the 22d of April, a cloth coat, value 11. 10s. the goods of John Scott.

JOHN SCOTT *sworn.*

I am a Taylor; I lost a cloth coat on Saturday the 22d of April; I was out near about ten o'clock at night, at a neighbouring house to buy some buckles, and while I was in the shop I heard the cry of stop thief! and I ran towards my own shop, and I met the girl with the child in her arms crying, stop thief! then I went down Drury-lane and they had laid hold of the prisoner at the bar, one of the shopmen next door to me had; I did not see him laid hold of, I saw him when the young man had hold of him, I laid

T

hold of him myself, and brought him into the shop; he had not any thing on him when I laid hold of him.

Q. Did you see him throw down any thing?— No, I did not.

Q. Where was this coat taken from?— It was taken from a shelf in the shop; I saw it about five o'clock in the afternoon.

Q. What time did this happen?— Near about ten o'clock in the evening.

Q. How soon did you see it after you lost it?— I saw it in about three minutes.

Q. In whose hands?— It was laid on the counter.

Q. Have you kept it ever since?— No, I delivered it to my customer, and he has wore it, but I have put my mark on it; it is a new coat; I made it for my customer, but I never delivered it to him before it was stolen.

ELIZABETH GOWLAND *sworn.*

I am the servant of Mr. Scott; my master and mistress were gone out of the way, and my master left me in care of the shop and told me to give an eye to the shop; I was standing in the parlour with a child in my arms, and I saw a man looking through the glass window at the door, it is a glass door, he directly lifted up the latch of the door and comes in; I thought it was a customer; he calls out, halloo, mistress, to me; I made answer and said, I am coming; and I had just come to the parlour door as he came into the shop, just by the end of the counter, and he had then got his hand on the coat, which was on the shelf, he took down the coat, then I was very nigh him, and he let it fall and stooped to pick it up, and then he ran out of the shop with the coat in his hand, and I ran after him and called out stop thief! he was taken in about three minutes afterwards; I did

did not see him taken, I see them bring him into the shop again and the coat too, it was the same coat that he had taken out of the shop, and the same man.

CHRISTOPHER SANDERS *sworn.*

About ten o'clock I was sent for; the prisoner was in custody when I came, and I took him into custody, and the prosecutor asked me if I knew him? I said yes, very well.

Prisoner. I was coming from Long-acre, between nine and ten o'clock; I have worked for a person there these three years, and I was coming up Drury-lane, and stop thief, was crying out, they came and collared me and took me into the shop; that is all.

GUILTY. (Aged 16.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. RECORDER.

425. **ANN KELLY** otherwise **LYONS** was indicted for stealing, on the 28th of April, two steel plates for a chariot spring, value 5s. an iron hammer with a wooden handle, value 1s. two pair of iron pincers, value 2s. two iron hooks, value 2s. an iron square, value 6d. the goods of Stephen Taylor and Thomas Richardson.

STEPHEN TAYLOR *sworn.*

My partner's name is Thomas Richardson; the things in the indictment were stole from me on Sunday evening, the 28th of April; I have a witness in court who took them from the prisoner.

SAMUEL GRIMES *sworn.*

I am an extraordinary constable belonging to Marlborough-street office. On

the 28th of April, Sunday night, I was coming down Bow-street, Bloomsbury, one side of the way, and the woman on the other going up, hearing the iron square drop, it was nigh twelve o'clock at night; I just saw the shadow of somebody passing as I was on one side of the way, and she on the other, I did not know what it was till I went over, I picked it up and said, what are you at now? she made me answer directly, says she, I don't know; what is it? it is dropped from the window by somebody or other; I made answer all the people must be in bed at that time of the night; I put my hand on one side of her and I found something hard, but I could not tell what it was till I searched her, and then in searching her I found all the tools I have brought here now; I took them from her and took her to the watch-house; I have kept them ever since.

TIMOTHY RAYNER *sworn.*

I am a coach spring maker; I work for Mr. Taylor and Mr. Richardson; I made this one pair of pincers; I made these two steel plates; I made this iron hammer; I made both these hooks, one is not quite finished.

Q. Did you make the square?—I know it belongs to my master; I can swear that I made these things in their employment.

Q. Suppose you had been at York, should you have known them to be your own work?—I should know them particularly; I should know this hook, the pattern of the hook, and the two plates, the pincers, and the hammer.

Court to Mr. Taylor. How far distant is your house from where this woman was found?—I live at No. 107, Drury-lane; I can speak to the plates myself; the man missed them on Monday morning and told me.

Q. Did

Q. Did you then examine to see if they were missing?—The man, the last witness, asked me if I knew where they were? he examined every place, hole and corner, and could not find them; I believe all the other articles to be mine; I cannot swear to them to be mine.

Q. You have not made so much observation as the man that made them?—Not so much, but I know them.

Prisoner. I had no money to pay my lodgings, I have been used to sleep on board a ship; I went to sleep on one of the bulks in Covent-garden; I picked up these things on one of the bulks; I took them away with me, thinking they would fetch me a trifle in the morning and going along Drury-lane Mr. Grimes laid hold of me; I have been nine years on board a ship.

Court to Taylor. Whereabouts were these things kept?—In my work shop in Drury-lane.

Jury. How did she get these things from your place?—I really don't know; the door of the shop is kept bolted, and on Monday morning we found it unbolted.

Q. Was there any communications to your work shop exclusive of the dwelling house?—There is a passage through my own house, but that door we generally make a point of shutting at eleven o'clock but that night it might be left open, sometimes it is.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

426 ELIZABETH MANN was indicted for stealing, on the 30th of April, two muslin frocks, value 10s. a muslin handkerchief, value 1s. the goods of Samuel Harris.

CHARLOTTE HARRIS *sworn.*

I am the wife of Samuel Harris; we are lodgers at No. 3, Robert's buildings, Flask-lane, Chelsea. On the 30th of April, Tuesday, eleven o'clock, I delivered the things in the indictment to Elizabeth Mann; she washed linen and carried out linen for me, she was my work woman; I paid her by the day according as she did it; when I delivered the things to her she went out and offered them for sale, as I heard, I gave directions to carry them to Mitre-court, Temple Bar, and I did not see any more of her till Mr. Doran came to me; I take in washing; I did not see her till I saw her at the office, I believe I saw her at the office between one and two, in Queen's-square, Westminster; I delivered her all the articles mentioned in this indictment; I recovered the things at the office, I did not see them till I went there; she had done work for me upwards of six months, I believe she had been above a year and a half backwards and forwards.

— PIGOTT *sworn.*

I am a Stationer in Mitre-court, Fleet-street; Mrs. Harris washed for me; on that day Tuesday I did not receive any linen of her, but Mrs. Pigott can speak to it more than I can.

SARAH ANN PIGOTT *sworn.*

I am the wife of Mr. Pigott. Mrs. Harris used to wash for my family.

Q. Did you receive the linen as usual the 30th of April?—No, I did not.

Q. Did it usually come on that day?—It did; I can prove the property.

BENJAMIN DORAN *sworn.*

I am a dealer in clothes; I produce the property which the prisoner at the bar brought to my house to sell, on the 30th

30th of April, a few minutes past twelve, when I came in I found the property in the house, offered for sale; she told me she was sent by Mrs. Harris to sell it for a guinea, she was to carry a guinea home for the property; I told her I would go to her mistress and buy the property of her mistress, but not of her; she went along with me to the bottom of Tothill-street, Westminster, and wanted to get the property away from me; I sent over the way for a constable to assist me; I have kept the property ever since, and have got it here now; two muslin frocks, two linen table cloths, and a muslin handkerchief.

SARAH DORAN *sworn.*

I am the wife of the other witness. The prisoner brought the things to me first, into my shop; these are the things she brought, I delivered them to my husband.

Q. Did she go away with your husband?—She did to fetch her mistress.

MARTHA GARRARD *sworn.*

I go out a washing and charing. The prisoner came to my house and begged of me to let her leave the things in my room, on Tuesday the 30th of April, about twelve o'clock; I live at No. 11, Tothill-street; she left the basket there; I don't know what was in it, it was linen, I never looked at them.

Q. Did she take away the basket again?—She took some things out of the basket, and asked me to leave the basket while she went opposite the Abbey; she never returned, I never see her till now; the basket was left with me with some things in it; Mrs. Harris came for it.

Court to Mrs. Harris. Were the things in the indictment in that basket;—No. (The things deposed to by Mrs. Pigott, by her own marking, S. P.)

Prisoner. I was very much in liquor, and I did not know what I was doing of, and I met with some person that enticed me to do it; I am very sorry for what is done; that is all I can say for myself.

Court to Mrs. Harris. Did you tell her to sell the things for a guinea?—No.

GUILTY.

Imprisoned one week in Newgate and fined 1s.

Tried by the first Middlesex Jury before Mr. RECORDER.

427. DUDLEY LYONS was indicted for feloniously making an assault on Ann the wife of Jeremiah Norris, in the dwelling house of the prisoner, on the 16th of May, and putting her in fear, and feloniously taking from her person, and against her will, one hundred and eighty pieces of copper monies, called halfpence, and sixteen shillings and six-pence in monies numbered; the goods, chattels and monies of the said Jeremiah Norris.

ANN NORRIS *sworn.*

I am the wife of Jeremiah Norris; I lodge at No. 1, Jermyn-street, Piccadilly; I missed my husband in Rosemary-lane, and I met the prisoner, and he brought me home to his own house; I gave him six-pence to go and get a pot of beer, and some bread and cheese; he brought it; I met him at the Rosemary Branch in Rosemary-lane, the husband and the wife, and they drank with me there.

Q. What time was you at this house?—I went to the house about five, and left it about ten.

Q. When you went to this house the Rosemary Branch, was you alone, or

or had you any family with you?— Never a one; there was only myself and the prisoner, and his wife joined me at the public house; I never knew them before; they were country people.

Q Was you sober when you came out of the house?— Very sober. I went to their house with them; they live in Blue Anchor-yard, himself and his wife brought me safe home to their own house; just about two o'clock he called his child up, he said, Polly, bring me down the candle; I laid up stairs along with his children and his wife, and he lay below; I am very sorry I cannot speak, and I will tell no more than the truth; I laid up two pair of stairs with his wife and children, and he below in the one pair of stairs; he calls his child, Polly; yes, daddy; is she asleep? I don't know, daddy; the child laid just near her mother; about four o'clock he brought a candle up in this manner in the room with his wife, he cut my apron and my pocket apron, and the lace of my stays, all three together; I had sixteen shillings and six-pence in my bosom; he took the sixteen shillings and six-pence of silver out of my bosom, and seven shillings and six-pence in halfpence out of my pocket apron; I always put my silver in my bosom.

Court. Is it true that you was drunk? — No, I was not.

Q Had you had any liquor that day?— I am an Irish woman.

Prisoner. What was your reason for giving four bad six-pences to my wife, and wanting her to go along with you the next day to pass bad money?— I will tell the truth, and then I shall go through the world; it is not true; honesty will go through the world.

Q What was the reason she did not come to look after me the next day, and the second day, and the third day? — I could not come, it rained very

hard, and I could not find him out, and his wife said she would make up five shillings, and I said I would not smuggle the law; she said she would come all the way to Jermyn-street to pay five shillings.

Jury. Did you receive the five shillings?— I did not; I would not take any money.

JEREMIAH NORRIS *sworn.*

I am the husband of the last witness; I sell a few oranges, lobsters, and any thing that I can get a livelihood by; I was in the house, the Rosemary Branch, but I went home after I gave her the money, and she came after me there; I gave her sixteen shillings and six-pence in silver, and seven shillings and six-pence in halfpence, and she had more halfpence in her pocket, this was about four o'clock in the afternoon, Monday afternoon; then I went home, when I could not find her, I did not find her till the day after, when I met her near Temple Bar, this was in the afternoon.

Q And you got the money from her? — She had no money; she pulled the knife out of her pocket and the lace, which she said the man cut where she had been all night.

Q Did you take up the prisoner? — I was the instigation of taking up the prisoner; he was taken up on Thursday after the Tuesday that this happened; it rained very hard on Wednesday, and so I would not go any further than Fleet-street; then the next day I went, she went and shewed me the house; on Thursday I went to his wife, and she said, good man make no words, and I will make up the money; an old woman in Rosemary-lane told me that he was an old offender for stealing a frying pan, and that he worked near Shoreditch; we went to where he worked, and he gave me saucy words, and said, that he would put

put me into Newgate; if he had given me good words I would not have taken him up; so I sent my wife for a constable, and he said he sold four of the shillings, that were bad, to a jew for six-pence, he offered a shilling in lieu of them; the constable took a six-pence from him with a hole in the edge: I can swear to that six pence, and here was also a french half crown among the money, I cannot swear to any thing but the six-pence.

Prisoner. What time did I offer you the money?— It was in the afternoon when I was after him, on Thursday, and the constable came.

Jury. Did you make any appointment with your wife after you parted with her at Tower-hill?— I appointed to meet her at the Rosemary Branch.

JOHN RAY *sworn.*

I am an officer belonging to Worship-street; when I took the prisoner I searched him, and on him I found a bad six-pence with a hole in it; I have kept ever since. (Produced.)

Q. Was not there some conversation about a bad shilling or bad shillings?— No, not in my presence. (The six-pence deposed to by Jeremiah Norris, as the very six-pence he gave to his wife, which he knew only by the hole in the edge.)

Prisoner. I came home about nine o'clock on Monday; I found this woman and my wife at home before me, quite drunk, and I began to be angry with my wife for having the woman in the place; so with that this woman pulls out a shilling out of her pocket and desired me not to make any words, and to go and bring a pot of beer, and I went and the publican said it was a bad shilling; I came back again, and and I found my wife looking at four bad six-pences that she gave her, wanting her to go along with her the next day to pass bad money for her; I takes

the four bad six-pences out of my wife's hand and put them into my pocket; at half after five the next morning I went to work, and never heard any more of it till she took me up on Thursday afternoon; that is one of the six-pences my wife had, and I gave it to the officer.

DOYLE MACLOEN *sworn.*

I deal in clothes; I have known the prisoner a good many years, fourteen or fifteen, he is a taylor by trade; I know nothing as to dishonesty; when he gets in liquor he will be hot and passionate; the prosecutrix said to me yesterday, that she would make it up if her sister would give half a guinea, and if not she would hang him.

GIBBY MACEWEN *sworn.*

The character I give is, that he is an hard working man; I have known him this twenty years; the husband of the prosecutrix came to my house twice, and wanted sadly to have half a guinea, and offered to discharge him for that.

ANN JONES *sworn.*

I have known him since he was seventeen or eighteen years of age; I have known him this thirty years, I never saw any thing in my life but what was honest; I was with his wife when the prosecutrix's husband came, and asked to make it up for half a guinea; I am the sister of the prisoner.

Court to Mrs. Norris. Is it true that you offered to make it up for half a guinea, and if not you said you would hang them?— I mentioned no such a thing to no one of them.

Court to Macloen. Look at that woman in the face, and tell me whether you insist upon what you said just now?— I do.

Court.

Court to Norris. Will you look that woman in the face, and tell me it is false?—I will.

Court to Jeremiah Norris. That woman, Jones, has sworn, that you offered to make it up for half a guinea. On the oath you have taken is it true or is it false?—It is false; I never offered to make it up; they offered me two guineas.

Ann Jones. I insist upon it, he did; I was present.

Court to Norris. This woman and Macloen has sworn the same, is it true?—It is false, on the oath I have taken.

Macloen. He did come on the oath I have taken.

Court to Mrs. Norris. Did not you undress when you went to bed?—I did not.

Jury. Pray Mrs. Norris, was you asleep when he robbed you?—I was as wake as I am now.

Q. Did you speak to him at that time?—The minute he dropped the knife, I cried out directly, and he ran down stairs, and his wife said to me, my dear don't cry; I will go and get the money before he spend it in the night houses.

Not GUILTY

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

428. JOHN GASTRELL and ROBERT JOHNSON were indicted for stealing, on the 17th of April, a cloth box great coat, value 3l. 18s. the goods of John Fitzgerald, esq. (The witnesses examined separate by the prisoners desire.)

JOHN FITZGERALD *sworn.*

I lost a box great coat, it was taken from the box of my carriage, my carriage was standing half in and half out at the back of Alsop-buildings.

SAMUEL PARKE *sworn.*

I am coachman to Mr. Fitzgerald. The carriage was at the coach-house door when the coat was taken away, the horses were at the stable door, the stable is at the back of Alsop-buildings, on the road to Paddington; I had seen it on the box about five minutes before it was lost; I did not see the prisoners take it; the coat has never been recovered.

JOHN HARRADINE *sworn.*

I am a plaisterer; I saw this man about Mr. Fitzgerald's coach, on Wednesday, the 18th of April, and I saw one of them, Gastrell, go up and take the box coat from the box, the other two were close by; he delivered it to Johnson, and he put it in his apron, and the coat was so big he could not put it in, and they went away with it; they were not taken till the next morning; I was at work in a building, in a garret, and there were no stairs, and I could not go down; I gave the alarm out to a carpenter, who went to Mr. Fitzgerald's coachman, and then they got off in the mean time.

Q. Were they strangers to you, or had you seen them before?—I had seen them before, but not to say to know them.

Q. What distance was it from the stable where you see them from the garret?—One hundred and fifty yards I suppose; I cannot speak with certainty, as to the men I take it was Gastrell that took it; I am confident to Johnson; as to the other I cannot positively swear, because I was only looking out of the window, and so far off, not nigh enough to speak to them.

Jury. How came you to be so positive to the other?—Because I see him so plain, and I knew him before, better than I did Gastrell.

Q. How soon did you see Johnson after this?—I saw him two days after, when

when he was at the justice's, at Marlborough-street I was then positive it was the man that had the coat in his apron.

THOMAS DALBY *sworn.*

I am a bricklayer's journeyman; I saw the prisoners go along with Mr. Fitzgerald's great coat, Johnson had it in his apron, they were coming along Baker street; I was at work at the very next door, at the sign of the Globe.

Q. Where is Baker-street?—It a great way distance from where they took the coat, not a mile; I saw the coat hang out and I saw a bit of the sleeve; Gastrell was in company with him, they were talking together, they went along a little past me and Johnson turned down Davis-street with the coat in his apron; there were three of them in company, and the other two kept along Baker-street. I went the next day and apprehended them with the constable; Johnson and Gastrell were together at the Spotted Dog, in Oxford-road; the great coat has not been found at all.

Prisoner Johnson. If he saw me with the great coat, why did not he stop me?—There was another bricklayer along with me at work, and he persuaded me to have nothing to do with it, he saw him go along the same as I did.

EDWARD TRUELOVE *sworn.*

I am a journeyman baker. I was going out with my bread, and a baker met me and says, here comes three chaps here; the two prisoners are two of them, I saw them the corner of Upper Baker-street; Johnson had the great coat, it was a drab coloured coat and a red cape; they were all three together, they all walked together while I saw them.

Q. Were they conversing together?—
Yes.

ROBERT LOVETT *sworn.*

I attend the public office, Marlborough-street. On the 18th of April one of the watchmen belonging to Mary-le-bone, applied to me to take the two men; I went to a house called the Spotted Dog, Oxford-street, and I saw the two prisoners; I did not find the coat; that is all that I know.

Court to Prosecutor. Had your coat a red cape?—It had; I did not see it for two or three hours before it was lost, and it never has been found.

Prisoner Johnson. I never was nigh that way at all, nor had I seen Gastrell since Monday till Thursday morning.

Prisoner Gastrell. I was out of work about three weeks, and I was waiting for a job, and I went to the Spotted Dog to wait till my father would come to tell me of the job.

The prisoner called two witnesses to his character.

John Gastrell, GUILTY. (Aged 19.)

To go for a Soldier.

Robert Johnson, GUILTY. (Aged 18.)

To go to Sea.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

429. JAMES NEW was indicted for stealing, on the 19th of April, a pair of leather boots, value 18s. the goods of Henry Herbert.

Henry Herbert and John Thompson were called on their recognizances.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

HENRY

430 HENRY HOLLAND was indicted for feloniously stealing, on the 23d of April, a deal box, value 4s. a cloth coat, value 10s. a man's furtout coat, value 1l. a pair of nankeen breeches, value 2s. a printed jean waistcoat, value 2s. a pair of womens stays, value 5s. a stuff petticoat, value 5s. a cotton gown, value 5s. a muslin apron, value 6s. a cloth coat, value 2s. six pair of cotton stockings, value 6s. a pair of shoe buckles, value 2s. a common prayer book, value 1s. a linen shirt, value 5s. a pocket handkerchief, value 1s. and four pounds of gloucester cheese, value 1s. the goods of William Sparing, in the dwelling house of John Booth.

WILLIAM SPARING *sworn.*

I live at No. 10, Porter-street, New-port-market; I am a shoemaker; I lost all the articles; I am a lodger in the house, and the prisoner is my bed fellow; Mr. Booth lives in the house, and lets lodgings in the house; these things were lost out of my room; Holland is a copper smith; the things were taken on Tuesday the 23d of April, I was at work in the garret, and the things were in the one pair of stairs back room; so the little girl, that is here, came up and said Mr. Sparing somebody has taken out your box; I was at work, and so went down to run after him, but I could not catch him that night; I missed all the articles from my apartment mentioned in the indictment.

Q. Which did you see first, the prisoner or the articles?—I took the prisoner myself, in the Hambury, Westminster, the next morning, between the hours of seven and eight, I found some of my property; he told me where it was; it was at Strutton Ground, at the corner of the same street: he had sold the things for a guinea and a half; he went with us, the constable and him, we took him into a coach with another man:

Q. Did you find it all?—No, I found the best part of it; the constable has got the property, which was found there, he told me that he broke the box open in the street.

Prisoner. When I was apprehended, the constable and him told me if the property was found I would be immediately discharged?—Yes, but he would not tell me, he always refused to tell me of some things.

Q. Was you present when he made the discovery?—I was.

Q. Did you promise to discharge him?—Not at that time; I did in the morning as soon as I took him.

Q. When he told you where the things were, did not he expect to be discharged?—Yes, but he never told me; there are a great many things lost, which he never would discover.

Q. He told me in what manner I should go after them, but I would not go by myself in such a manner, without a constable, he said I should go into a house and, say damn your eyes where are my things, my bed fellow brought into this house, the last night? but he never discovered where it was.

— BOOTH *sworn.*

Q. How old are you?—Going of twelve years old.

Q. Have you been sworn before the magistrate?—I was.

Q. Suppose you tell a lie, or a story, or swear that, that is false; have you been taught what will become of you?—Go to hell and into everlasting fire.

Q. Now mind you will be punished here and hereafter if you don't tell exactly what is true?—At half after nine o'clock on Tuesday, that man came to my mammy, I don't know the day of the month, and he asked my mammy for the key of the room to go to bed; then my mammy gave him the key, and he

he went up stairs, and he came down with the box and made a noise in the passage; I ran out and saw him in the street, he was facing a shop where there is a great light, and I saw the box very plain; I ran in and told my mammy as soon as I saw him, and my mammy told me to go and call Mr. Sparing; and I went and called him, and he came down.

SARAH DAWS *sworn.*

I keep a chandler's shop, and clothes shop, and coal shed, in Strutton Ground, No. 21; the prisoner brought some part of the things to me, some time between the hours of nine and ten on Tuesday night, he brought two coats and other things, he brought them in his hand, and asked me if I would buy them? I had seen him about a twelve month before, but not to say any thing to him, there was a young man with him; I asked him if they were his own? and he said the things belonged to an acquaintance of his; but I did not ask whether the young man belonged to them or not, he laid them down, and he asked two guineas for them; I told him that the clothes were old, and I could not afford to give him that for them; I gave him a guinea and a half, I did not ask him whether they were his or not.

Court. I hope you will not go on in this way, if you do you will stand at the bar?—I never bought any before that were so unlucky.

DAVID DAWS *sworn.*

I am the husband of the last witness; I was present just at the time the bargain was made; she gave a guinea and a half for them; that man that is at the bar brought them to the best of my knowledge; they were delivered to the constable without any dispute.

— **GASTREL** *sworn.*

I am the constable; I produce the property found at Mrs. Daws's, I got

it there on Wednesday the day after the robbery was committed; I have kept it ever since. (Produced and deposed to by Mrs. Daws, as the things she purchased; and by Sparing as his property.)

Sparing. The womens clothes are my sister's; she is here to swear to them; they were in my box, I had them to keep for her.

Prisoner. When the constable apprehended me the constable and another young man was with him, an acquaintance of the prosecutor, and I was in liquor, when they first apprehended me; when I got sober they both came to me to the watch-house, and told me if I would tell where the property was I should be discharged; I told them I could not tell where all was but I could the best part; he said that would do; and the constable said so himself, that I should be discharged.

Court to Constable. Was that so?—It is strictly true, he was very much in liquor; in the morning when I took him, the prosecutor told him if he would tell where the things were he would forgive him; indeed he offered him money, but he would not tell then.

GUILTY, of stealing to the value of 34s. (Aged 21.)

Transported for seven years.

Tried by the first Middlesex Jury before
Mr. RECORDER.

431. **THOMAS SMITH** and **THOMAS EDWARDS** were indicted for burglariously breaking and entering the dwelling house of William Ramsey about the hour of nine in the night on the 20th of April, and burglariously stealing therein, six silk handkerchiefs, value 2l. 15s. and three quarters of a yard of silk lustring, value 1s. the goods of the said William Ramsey.

WILLIAM

WILLIAM RAMSEY *sworn.*

I keep a house in Glas House-street, St. James's; my house was broke open about nine or somewhere before nine, I was at home, on the 20th of April, Saturday; I sell clothes, and had had several people in the shop, and there were several things on the counter. I sell men and womens clothes, and new clothes, and handkerchiefs, and a variety of other things; while I was clearing these away to take some of my property out of the window, I heard something against the glass, the outside of the window, when I came to that part, the glass was broke; I was very near the person who broke it, though I could not swear to him at all, I saw a hand pass through where the glass was broke, and grasp at the things laying on the window, but the man that was taking them I cannot tell notwithstanding.

Q. Did you see him take any thing away?—Yes, I did plainly. I know there were these handkerchiefs there, and I saw him take them away.

Q. Do you mean to state it is a fact, that you saw them taken away, or do you reason on it?—Most undoubtedly I saw them taken away, there was a piece of silk which was laying along with them, they were all laying together, I could not take on me to say what the man took, but they all lay together, opposite to one pane of glass; as to the handkerchiefs I clearly saw them go; I was rather hurried in consequence of such a daring thing, so that by the time I had got to the door they were so far gone that I did not think it worth while to go after them; I saw them turn the corner a few doors from my dwelling house; there were other people in the street who gave the alarm; the two prisoners were brought back by the evidence Bocknell and another, who is here, in about ten minutes or a quarter of an hour.

Q. Was your property brought back?—There were six handkerchiefs and a piece of silk, something short of a yard, it was given into my possession when brought back; I gave it to Carpenter, the beadle of the night, in the watch-house; I have had it since of the constable, in Marlborough-street, it was sealed and delivered to my custody.

THOMAS BOCKNELL *sworn.*

I live at Mr. Drummond's, I am his butler; I was in Glas House-street, this Saturday evening, about twenty minutes before nine, on the 20th of April, it was candle light, quite dark in the street, candles were light in all the street, and lamps; passing Glas House-street I heard a window break, I was in Glas House-street, opposite to the house, I went over to see what was the matter with many others, I found that Mr. Ramsey had been robbed of some silk handkerchiefs, and his wife then said stockings; she came out of the door, and I asked him why he did not pursue the prisoners? I then went my way home, and going down the Hay Market there is a small court, which leads into Jermyn-street, I heard a buzzing, and I looked round and I saw three men coming out of the court; I thought them suspicious people, and it might be those that robbed Mr. Ramsey; they crossed over the Hay Market; I followed them; they then went into a court, called Coventry-court; I followed them into this court, I passed them in this court, there were three of them, and Edwards, the tallest of the two at the bar, he pulled out this piece of silk handkerchiefs, and was shewing it to the others, that confirmed my suspicions, and I went and passed them again, and got into Coventry-street to get some assistance to take them, being three of them; I saw a butcher

butcher coming out of Newport market, and I asked him to help me and we went and took two of them, one escaped, these are the two that we took.

Q. Was there any conversation between this prisoner, who produced the silk handkerchiefs and the others?—Yes, they were in deep conversation all the way.

Q. How long might they be conversing together?—Not five minutes. They made no resistance at all; the handkerchiefs were with Edwards; immediately after they were taken he threw them from him; I saw him throw them down; I am not quite positive whether I picked them up myself or somebody else, but they were in my hands directly, I believe the other man, Smith, had the silk, but I will not take on me to say, the butcher is not here; I heard the prisoners in conversation in this court, and they said, did you hear a buggar of a butcher say, they were gone down Hare-street? I took and carried them to Mr. Ramsey; they were in the same dress they are in now.

WILLIAM CARPENTER *sworn.*

I was the beadle of the night. On the 20th of April, I think Saturday night, near nine o'clock, they sent down to the watch-house either for beadle or constable, to take two thieves out of Mr. Ramsey's house; I went down and I took another man along with me, and I had some property home with me, which lies here now; I kept it in my custody till we went before the justice, then it was delivered to Mr. Ramsey again after we had sealed it.

Mr. Ramsey. I can swear positively to the silk, because of the pattern; it was a piece I had by me, the remnant of a gown, and the same number as I lost; there was seven in the piece, and one I sold, and these are the six remaining.

Q. You saw the man's arm in the hole of the glass; could you distinguish the colour of his coat?—It does not strike me any observation of that.

Court to Bocknell. How soon might it be after you left this house, that you saw these people in the Hay market?—Not five minutes.

Q. On hearing the noise and going up, did you see any body?—I did not see any of these men; there were many people ran up through curiosity, but the thieves were gone.

Prisoner Smith. I have got a brother that lives in St. James's market; I always carry his linen home of a Saturday night; coming from him through Coventry-court, this gentleman came up and laid hold of this young fellow and me, and said we had done a robbery; I know no more of it than a child unborn.

Prisoner Edwards. I had been on an errand to Mr. Reynold's printing office in Piccadilly; coming down Coventry-street I met this young fellow, and this gentleman laid hold of both me and him, and said we were the persons that committed the robbery; it is no such thing, sir, says I; in the mean time there were two hundred or three hundred people, round about at the time; I know no more of it than a child unborn.

The prisoner Edwards called one witness to his character.

Thomas Smith, GUILTY, of stealing to the value of 39s. only: (Aged 14.)

Thomas Edwards, GUILTY, ditto (Aged 17.)

Transported for seven years.

Tried by the first Middlesex Jury before
Mr. RECORDER.

432. JOHN BEANE was indicted for feloniously stealing, on the 23d of March,

March, a feather bed, value 30s. a flock mattress, value 6s. two feather pillows, value 4s. a feather bolster, value 3s. two linen sheets, value 6s. two woollen blankets, value 6s. a bed quilt, value 3s. a stuff window curtain, value 2s. an iron stove, value 3s. an iron fender, value 6d. an iron shovel, value 6d. an iron poker, value 6d. a flat iron, value 1s. an iron bar, value 6d. a copper tea kettle, value 2s. a copper sauce pan, value 2s. a copper frying pan, value 2s. a brass candlestick, value 9d. a looking glass, value 2s. a pair of bellows, value 6d. and two bed cords, value 4d. the goods of William Bunyan.

WILLIAM BUNYAN *sworn.*

I live in Corbert's-court, Brown's-lane, Spitalfields; I am a house keeper; I let lodgings to Mrs. Beane, she came in that name to me, as the wife of the prisoner, she came and paid earnest, and he paid the week's money; she came the 2d of March last, she took the chamber; we have only one room to let, they took it furnished, they came the same day they took it, they were to give 3s. a week, and he paid the half crown to make up the 3s. when the week was up, they had all the things let with the room mentioned in the indictment; they stayed three weeks; they went away the 23d of March and took the things away with them; I was in bed and my wife too; it was between five and six in the morning; I am a cooper.

Prisoner. What name did the woman come in?—She said her name was Beane.

Court. Who paid the fortnight?—He paid the one week; and they ran away before the other week was due; here are some things that were found.

MARY BUNYAN *sworn.*

I was present when the lodgings were let, and my husband too, we were both in the room; I am deaf.

Q. Could you hear what passed?—Nothing particular; she put down the six-pence; I was there when the man and woman came; says he, I like the apartment very well; and I said to her, I am very glad your husband approves of what you have done; they continued three weeks, and went away the day the rent was due; I went after them that morning, and I missed the things after breakfast about ten o'clock, the 23d of March; she had locked my husband and I in; I found these here things in Bunhill-row, in Twister's-alley, and the prisoner was laying on the outside of a mattress, stuffed with straw; it is part of a mattress, and part is gone; they have taken the inside out; I know it to be part of my mattress, because I made part of it and I stuffed it with fine flocks; I saw it as he lay, and when he got up I said, that is my mattress; I know these bellows, I have had them twenty years; here is a quilt which was pledged in the name of Mary Thompson; nothing else was found in Twister's-alley but the bellows and mattress, the woman is here who keeps the house.

Prisoner. I would ask whether that cloth was not torn off from some other which it was before joined to in the room?—Yes, the officer took a piece off.

JOHN ARMSTRONG *sworn.*

I went to Twister's-alley, Bunhill-row; I went to the house where the prisoner laid on this mattress, with something else stuffed with straw, he and one Jane Gubbins were in the room; the prosecutrix said it was part of her mattress, and there were her bellows; I told the prisoner he must dress himself and go with me; I found these duplicates, but they are nothing to the property the people lost; I know nothing about the quilt.

JEREMIAH

JEREMIAH MANCRAFT *sworn.*

I am a pawnbroker, I live the corner of Brown's-lane, Spitalfields; the quilt was pawned the 12th of March for two shillings, it was not me that took it in; I cannot tell who pawned it; the person who took it in is very ill of a fever, and I see from him it is pawned in the name of Mary Thompson.

JANE GUBBINS *sworn.*

How old are you?—I am twenty nine the 6th of June; I lived with the prisoner two years and a half, and whatever we did we meant to get out as soon as he got work; I used to work at the silk business; our trade is so very bad we did it out of distress.

Court. Young woman, mind you are upon your oath; let nothing tempt you to take a false oath; you know very well you are liable to punishment if you speak falsely, not only here but hereafter. Now with that caution to you, what do you know of this transaction?—I made away with nothing but what he knows of; we had it between us, he desired me to pledge the quilt, and he said when we had work he would get it again.

Prisoner. I am really drawn into this affair by that woman, that Mrs. Davis can prove where we lived.

MARY DAVIS *sworn.*

They took a room of me in Twister's-alley; the woman came and she offered me three pence earnest; I thought she was a poor woman, and I told her to keep the money till the week was up, and they paid me duly and truly; I asked her if she was a married woman? she said she was lawfully married; I let a man in one night, he was a little man, I think they came on Wednesday the 24th of March, but I cannot be positive.

2. Do you mean to say then that he was not taken away the very next day,

after he came to your lodgings?—Not the next day, it was turned three weeks or a month.

Court to Armstrong. What day did you go to this place?—Wednesday the 24th of April.

Court to Mrs. Davis. Did you and Armstrong come there?—I did not, I cannot swear to the man, but I can to the woman; I don't know that I see him but once.

Prisoner. I unfortunately lived and cohabited with this here woman, and I believe, who has been the perpetrator of the act, and to screen herself has entirely laid it on me: I know no more of Bunyan's things nor never handled any thing of them, or took any thing out of the room; I met that woman in the street on the 2d of March; she told me she lived in Corbert's-court; I did not know Mr. or Mrs. Bunyan before she said if I would come and be with her as usual she would be glad; accordingly I went with her, she took me up stairs into the chamber and walked round the room, after some few words passed I said, I suppose these things to be none of your own; she said they were not, but part were and part were Mr. Bunyan's; I then asked her what she paid a week rent for the room? she told me half a crown; on Saturday night following she asked me for the money, she said she had no money to pay her rent; I asked her what the rent was? she said, three shillings; I thought she wanted to impose upon me to get the six-pence for herself. I am very sorry, my lord, if the law allows by my paying for that week's rent to be brought into a scrape for what is done; I went to Mrs. Bunyan's and paid the two shillings and six-pence, little thought what I was to come to through that, I stayed there the whole three weeks; in the course of this time I found one morning a sheet pawned off my bed, I said to Jane Gubbins, that I thought she had done very wrong, for that property

was

was not her own, but Mrs. Bunyan's, and if she wanted money it was better to pawn her own things; she answered me, it was no concern of mine, and without she liked it I should not be there for she was the mistress of the room, and I was not the master. Another time I came home in the day time I missed a saucepan, I asked her what she had done with it? I said, I hoped she had not pawned the saucepan; she said, no, Mrs. Bunyan had got it down stairs for her own use. Another time I found a different quilt on the bed to what I saw at first, I was then told that Mrs. Bunyan had changed it; I told her I did not chuse to stay with her any longer, and then I found out this quilt she had pawned; I then gave her the money to fetch it out again, and insisted on her fetching it home; she went out and when she returned she brought a quilt, which I thought was the same that she had first when I came away, I did not know whether she meant to stay there or not, she told me she should stay, and I sees no more of her for five or six days, when I was accidentally going through the street and she called after me, she then told me that she had got a room in Twister's-alley and had left Mr. Bunyan's; I then went home with her into Twister's-alley. On the 24th of April Mr. Armstrong and Mrs. Bunyan came up into the room, as soon as Mrs. Bunyan came up she took up a pair of bellows, she said they were her property; I never carried them to the place where they were, nor was I there till after the bellows were there; the things which Mrs. Bunyan calls her mattrafs was joined to another piece which we made use of for a bed, being stuffed with straw; I was then carried before a magistrate, when I came there Jane Gubbins said that if in case they would forgive her she was willing to tell the truth; I little thought that

the truth was to lay a falsity on me, when we came to the justice's the justice heard what she had to say, she began to tell a story that I got up in the morning on the 23d of March, and that I packed up the bed and bedding and every article mentioned in the indictment; the magistrate asked her how many times I came backward and forwards? she said I carried it all away at once; the magistrate said it was impossible to carry all away at once; they then asked her where they were carried to? she said to a house in Long-alley; they asked her whether she should know the house? she said she should. Mr. Armstrong took her down to Long-alley, and then she said that she could not find out the house where they were carried to; I was then committed till the Saturday following, when I was carried up for other examinations, and Jane Gubbins told a different story to what she did at first, she then said, instead of saying that I carried the things to Long-alley, there was a deal of conversation passed between her and Mr. Armstrong in the office; Mr. Armstrong is present and I hope will give an account of what passed; then was committed here to take my trial; in the course of which time a man whom I have subpoenaed on my trial came to me in Newgate, and told me that Jane Gubbins had applied to him with some duplicates of some things, for him to fetch out of pawn for her, and he was apprehensive they were belonging to the lodgings; as such I got a friend of mine to go to the pawnbrokers to see if such and such things were there, and then I told him to go and acquaint Mr. and Mrs. Bunyan; he returned to me and said that he had been to the pawnbrokers and that the pawnbroker had produced the things, and the pawnbrokers declared that they knew nothing of me, but they were brought by a woman whom they should know

know again if they saw her; I then thought when I had found out this matter that this woman had been guilty of making away with this property unbeknown to me, and that she had sworn falsely, by laying the matter on me; I had some hopes that I should clear the point and prove to this honourable court that I am innocent of the matter; I have subpoenaed William Sherwood if you please to call him, and there is another pawnbroker, William Crawford.

Prisoner to Armstrong. Whether you did not converse with Jane Gubbins in a private room at the office, and whether you did not tell her what words to say? — I had orders before the magistrate to take her into a private room to ask her if she would be a witness, and I did so.

WILLIAM SHERWOOD sworn.

The mother of Jane Gubbins came to me on Thursday the 2d of May last, and brought two duplicates, one was a duplicate of a quilt.

WILLIAM CRAWFORD sworn.

I have a sheet which belongs to Mrs. Bunyan, a woman pawned it with me the 5th of March, in the name of Mary Thompson.

Court. What is the description? — I have got it down; Brick-lane; we ask their christian name; surname and address, and whether it is their own property.

Prisoner. Ask the witness to look at Jane Gubbins whether she did not pawn the sheet with him.

Court. I will ask Jane Gubbins herself.

Jane Gubbins. I pawned the sheet by his direction.

Prisoner. Why did she pawn it in that name? — He went by that name and it turned me out of my bread by that name, if I was to have my liberty this minute.

The prisoner called one witness who gave him a good character.

GUILTY. (Aged 38.)

Transported for seven years.

Tried by the first Middlesex Jury before Mr. COMMON SERJEANT.

403. **THOMAS SMITH** was indicted for feloniously stealing, on the 15th of April, in the dwelling house of Bridget Maclaurin, widow; Alexander Sinclair Gordon and James Mead, a promissory note called a bank note, value 20l No. 4,822, the said note being the property of the said Bridget Maclaurin, Alexander Sinclair Gordon and James Mead, and the said sum of 20l. payable, and secured to, thereby being then due to them.

Indicted in a second COUNT with the same offence, laying it to be in the dwelling house of Bridget Maclaurin only.

(The case was opened by Mr. Knapp.)

ALEXANDER SINCLAIR GORDON sworn.

On the 15th of April the prisoner at the bar was a servant of mine, he was a shopman in the warehouse; my partners are Bridget Maclaurin and James Mead; the house is situated in Pudding-lane, No. 17, and No 18, Mrs. Maclaurin lives at No. 17, she lives up stairs, the warehouse and counting house is on the ground floor, there is a cellar underneath the ground floor, which is likewise in the business. On the 15th of April I called at Messrs. Coutts's between two and three in the afternoon; I went to receive payment of a draft of Mr. Daniel Spence's, on Messrs. Hughes for twenty pounds, I saw one of Mr. Coutt's clerks whose name is Charlton, and I received

a twenty pound bank note in exchange ; I don't recollect the number of the bank note, when I had received it I returned home, I put the bank note loose into my breeches pocket, I had no pocket book about me at the time.

Q. Had you any other bank note about you at the time?—I had not. When I came home I went through the warehouse to the counting house, part of No. 17, on the ground floor ; I took the bank note from my pocket and laid it down on my desk for Mr. Mead to lock it up ; the note was first missed on Thursday morning afterward, the bank note was lost on Monday the 15th ; the Thursday morning, subsequent to the Monday, which was the 17th or 18th, I called all the servants in the house and enquired of them if they had seen such a thing ; I enquired of the prisoner at the bar, as of all the others, if they had seen a note ? I told them that a bank note was lost, and I was very much surprised for I never lost any thing before from that place ; the prisoner said he had seen nothing of it ; the reason I laid it on my desk was, I had not the key of my small iron chest in my pocket, therefore left it for Mr. Mead to take care of it, there was one Charles Donnell not present when I made this enquiry, he was ill in bed up stairs ; I desired the prisoner at the bar to go up to him and ask him if he had seen any thing of it ; the prisoner brought down the answer, so far as I can recollect, that Charles had seen nothing of it ; I think those were the words.

Q. Did you ever recover your bank note again?—I received it by order of Mr. Newland from the File at the Bank.

Mr. Knowl's. I think you say that you never lost any thing before?—I would not wish you to press that particularly.

Q. On the 15th of April you say you went with the draft to Mr. Coutts's?—I am perfectly confident it was of a

Monday ; and the reason why I remember the circumstance was I was at a funeral on the Monday before, in St. Martin's Church.

Q. I don't know whether your's is a wholesale or a retail shop?—We consider ours as a wholesale shop, but the doors of the warehouse frequently stand open.

Q. You laid this bank note on the desk?—I did, and there I left it.

Q. Had you ever the precaution given you of having papers loose in your pocket?—No.

Q. Were there any other bank notes on the desk?—Not that I know of ; my attention was not drawn to any other.

Q. I think you say, that when you made the enquiry of these servants of your's, the manner in which you made it was, I have lost a bank note from that place ; naming the desk, the particular place from whence it was lost?—It certainly was.

Q. You asked your servants if any body had seen it ; you was ignorant of the number at that time, therefore you could only describe it as a twenty pound bank note lost. Do you know a person of the name of Adams? I mean a cobbler who lives in your lane?—There is a cobbler lives there, but I don't know his name.

Q. How many years has he lived there?—I don't know.

Q. He had his seat or stall in Pudding-lane, just by you?—He has a seat or stall close underneath the blacksmith's, opposite Mr. Mead's house.

Q. Do you know who you left in the warehouse at the time you left this bank note on the desk?—Mr. Mead was in the counting house, and I don't know whether all the men were in the warehouse or not.

Q. The warehouse has communication with the counting house?—It has ; when

I went out of the counting house I met the prisoner at the bar ; I gave him instructions when Charles, one of my men who was out, came home, to go to Mr. Lambert's on Ludgate-hill, that was a little after four o'clock.

JAMES MEAD *sworn.*

I am one of the partners of this house. On the 15th of April, my partner brought home a bank note and laid it on the desk before me, I was then writing at the desk, I did not touch it because I was busy a writing, it laid before me, and after I had done writing, in about five minutes, I saw the note and went out to my dinner forgetting to put the note into the iron chest, I had set down about ten minutes at my dinner, I recollected I had not locked the note up, I went into the counting house but could not find any note there ; I looked all about but could not find it ; Mr. Gordon was gone, I took it then for granted that Mr. Gordon had seen I had left it ; when I found it was not so, all the servants were enquired about it, and they were particularly examined, and one servant was ill, Charles Donnell, we sent the prisoner up to him to ask about it ; the prisoner said that Donnell had seen nothing of it ; he expressed some astonishment that he should be asked ; three other persons were asked, they were all asked individually.

Mr. Knowlys. There were three others in the warehouse ?— There were.

Q. You directed your attention to the bank note that lay on the desk ?— I did ; the number I had not specified, because I had not seen it, it was laying down before me.

Q. Was you much pressed with business ?— A good deal ; but not more than common.

Q. I find that you forget something that was communicated to you, by your partners ; your mind was so much engaged that you forgot to do what you was desired to by your partners.

Q. Have you never been cautioned about carrying papers loose in your waistcoat pocket ?— I don't recollect.

Q. In the hurry of business you had forgot to secure this note as your partner had directed ; might not the same want of recollection induce you to clap it in your pocket ?— Certainly not ; I certainly did not do that ; I did not lay hold of it at all.

Q. I should think, Mr. Mead, that in the hurry you were in you might possibly have swept it off the desk in your motion ?— No, it was above the desk.

Q. You was in such a hurry as to forget one material thing.

Mr. Knapp. The bank note was on the flat part of the desk above the sloping part ?— It was.

WILLIAM CHARLTON *sworn.*

I am a clerk to Messrs. Coutts and Co.

Q. Do you recollect seeing Mr. Gordon on the 15th of April ?— I do, he came for the change of a draft of twenty pounds, I paid him in a twenty pound bank note.

Q. Do you recollect the number of the bank note ?— I do not ; I made an entry of it ; I have the book here.

Mr. Knowlys. You recollect nothing of this draft from the memory of this draft ?— I made a payment of twenty pounds.

Mr. Knowlys to Court. I object to his reading the entry ; he says, Mr. Gordon came with a draft, what the sum was he only recollects from the draft, which is not here produced.

Charlton. I have made an entry.

Court. Read it ?— “ Gordon twenty pounds note, No. 4,822. twenty pounds paid Nathaniel Spooner.” And to the best of my knowledge the bank note is dated the 4th of April 1791.

Mr. Knowlys. Mr. Charlton be so good as to tell me how many bank notes you

you may have paid in the course of six or seven days after?—Some thousands. When I receive a bank note from a gentleman I take the Number and date, but when I pay it away I only put down the number, and I generally pay away the last note I receive first.

Q. Therefore what the date of the note was, whether the year 1791, 1792, or 1793, it is impossible for you to tell?—Not from memory.

Q. I believe you know that the same number occurs in bank notes of different years, therefore a bank note of 1792, may be of the same number of one of the same value, of the year 1793, therefore without the date the number is no criterion to make out the identity?—Certainly not.

Court. Do you pay away those bank notes you take in the course of the day, or those you do not?—In general those we take.

Q. Then if you do pay them away the same day, do you put down the date or only the number of them?—Only the number, because it is the custom of the house.

Q. Are you able to say then any particular date or number of any note paid away that day?—Yes, we can, by referring to the person's name from whom I received it.

Q. Who did you receive this from?—From a person of the name of Gressley.

Q. Read it?—"Monday, 25th April. Received of Mr. Gressley, bank note twenty pounds, No. 4,822, dated 4th April 1793." Both entries are in the same page.

Q. Are you able, by these two entries, to say that the note you paid to Mr. Gordon was the note you received from Mr. Gressley?—Yes.

Mr. Knowlys. Mr. Charlton, do you mean to say that you are positive you paid away that identical note you received of Gressley?—To the best of my knowledge, and from the books.

Mr. Knowlys to Mead. Have you not learned, that while you was up stairs a quart of oil was sold by some persons in your house?—I cannot tell that.

JOHN BOLTON *sworn*.

I am a victualler; I live in the parish of St. John's, Southwark, in Three Oak-lasse; I know the prisoner at the bar very well; I have known him upwards of three years.

Q. Do you remember seeing him at any time in the month of April?—I cannot positively say, without a doubt, because I serve him with beer.

Q. Do you recollect seeing him any particular day?—I cannot positively say.

Q. Do you remember no conversations or dealings with him in the month of April?—Without a doubt I had.

Q. State to the court what those dealings were.

Court. What month was it in?—It might be the month of April, or it might not; Mr Smith came in and asked me for to change a twenty pounds bank note; to the best of my knowledge I gave him two ten pound bank notes.

Q. How long did you keep the note?—I cannot positively say.

Q. Did you receive any note of him?—I did; it was a twenty pounds bank note, but as for the number I don't know.

Q. How long did you keep it in your possession?—It might be one day or two, I will not positively say.

Q. To whom did you part with it?—To one Mr. King.

Mr. Knowlys. You have lived in this man's neighbourhood a long time?—Eight years.

Q. I would ask whether you ever knew an honest man?—Never.

Q. You don't know but this transaction might have been in the month of March, for what you know?—It might be for what I know.

Q. Are

Q Are you sure this note you received from the prisoner was the same you paid away to Mr. King?—It might be; sometimes I have thirty, forty, or fifty in the house, and sometimes not so many; whether it was the same I received from the prisoner or not, that I paid away to Mr. King, I cannot positively say, but I did pay a bank note to King.

DAVID KING *sworn.*

I am an ironmonger; I know Mr. Bolton the last witness; he lives next door to me; I live in Horsely Down; I gave him cash for this bank note in half guineas; I took it immediately up to Messrs. Downing and Co.

Q Do you know to whom you paid it there?—I don't know; I took it with other cash and notes; I don't know the number at all.

Not GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

434. WILLIAM ROBERTS was indicted for stealing, on the 13th of April, ten pieces of nankeen, each piece containing seven yards, value 3l. a wooden box, value 6d. twenty three yards of paper hanging, value 3s. another wooden box, value 6d. a muslin cap, value 10d. six yards of silk, value 1l. 10s. the goods of John Middleditch.

sworn.

I am a servant to Mr. Middleditch; he lives in Finsbury-square; I packed up all the things in the indictment, in a wooden box, on Monday evening between eight and nine o'clock, and gave them to I Levin; he went to take them to the Saracen's Head-Inn, Snow-hill.

WILLIAM IRWIN *sworn.*

I live with Mr. Middleditch; I was sent from my master's shop with this

box to Snow-hill; I had only one box, there was another small box in the inside of it; I found it rather heavy; when I came to Cheapside I met a carman, and I asked him to let me pitch it behind his cart; I put it in the tail of the cart and walked behind; when I came almost as far as St. Paul's Church I asked him how far he was going? he said, to the bottom of Snow hill; when I was in Newgate-street the prisoner came up and asked me the way to Leather lane? I gave him the best directions I could; he then slips round and takes the box out of the cart, I did not see him take it from the cart, but I saw him with the box and saw him drop it; I was pointing towards the way the young man should go, in the mean time he slips round me and took it off.

Q How far had he got from the tail of the cart when you first see him?—Not a great way off. I cried stop thief! he had the box on his shoulder, almost close by me, and he ran away, and I ran after him, and he dropped the box at Butcherhall-lane; then I took up the box and the people pursued after the man; I was going away with the box, and though I was very well off with it, but they took the man and the people made me come up to him; I dare say I was very nigh a quarter of an hour before they brought the man back; I am sure that is the man, it was between eight and nine o'clock; I saw him very plain, I am certain he is the man, I am positive; I am sure it is the same box.

Prisoner. I wish to ask him whether he did not quit sight of me in the course of that time; the story he told at Guildhall was, that another person was amusing him.—You are the man that asked me the way to Leather-lane, and nobody else.

THOMAS PIGEON *sworn.*

I was coming up Butcherhall-lane, between eight and nine o'clock, and just

I got opposite the prisoner he threw the box down, and I ran after him, and I never lost sight of him, he went into Cary-lane, he was taken there; I was the second or third that got up to him and brought him back to give him into the custody of Mr. Dempster, and we went directly to find the box; I am certain he is the man that had the box; I never lost sight of him; he said, damn me, if I knew you was so near to me I would have stuck a knife in you.

— D. MPSTER *sworn.*

I am a constable; I know nothing but having charge of the prisoner; I secured him, but did not examine him; I had much ado to get him to the Compter.

Prisoner. I think it was Saturday morning last my wife told me that Mr. Pigeon had been with her, and when she came down to me she told me she said that Mr. Pigeon did not wish to say any thing against me, as I was a poor man, he would settle the matter for two guineas; says I, I have no guineas to spare, so I will take the chance.

Court to Pigeon. What are you?—I am out of employ at present; I was a clerk and warehouseman to a wholesale linen draper, I never saw the woman except at Guildhall, nor him neither, before I took him. When I came to find the bill I did not know the way to apply, in which time the bill was found. When I came on Thursday morning his wife sent several people to me to make it up for two guineas; and because I would not take it the prisoner's mother-in-law came and abused me very much; I told her if she did not desist I should certainly complain of it when I came to give my evidence.

GUILTY. (Aged 20.)

To go for a Soldier.

Tried by the London Jury before

Mr. COMMON SERJEANT.

435. MARY JONES was indicted for stealing, on the 16th of April, a silver watch, value 2l. a steel watch chain, value 6d. a silver seal, value 1s. a brass watch key, value 1d. the goods of William Rowland, privately from his person.

WILLIAM ROWLAND *sworn.*

I am a coachman to Mr. Duchamp; I went out the 16th of April to spend the evening at Crutched-friars. I was returning at half past eleven o'clock, I met with Mary Jones.

Q. Was you quite sober?—I had been drinking a little, I was not so in liquor at all but I knew what I was about.

Q. Was you perfectly sober?—I knew what I was about.

Q. You know that is not an answer?—Yes, I was sober.

Q. Is it a difficult point to determine, because you considered of it so long?—I was sober enough.

Q. On your oath was you perfectly sober?—Yes, I was. I met this woman in Aldgate; she asked me to go with her, I said I was behind my time, I could not go; I walked towards home, and she followed me about ten yards or more; she found I would not turn back with her she went back herself, and I went on, it may be a quarter of a mile or not so far, and found my watch was gone; I turned back immediately, when I found my watch was gone, to the place where she wanted me to go to; I found the woman that was along with her; I took her up and put her in the cage all night; the next morning I took her to the office, and she confessed.

Q. Was it taken in writing?—It was. There was another young man with me when we met these two women, and this woman was with her I took that night; this woman had my watch, because my property was found the next day upon her; it was the other woman that confessed.

fed before the justice, this woman was taken up the next morning.

— LEWIS *sworn*.

I live with Mr. Duchamp and Co. they are dry salters; I am in the warehouse. Coming by Aldgate two women met us, Rowland and I were together, one walked by my side, and the other walked by the side of the other man; one of the women were near to him, and the other to me; before we came to the India House, in Leadenhall-street he said he had lost his watch; we went back to the George Yard, Whitechapel, to see if we could find the watch.

Q At that time you did not know which of the two had stole it?—We took the first up for being in company with the other.

Q Did not Rowland know?—I cannot tell whether he did or not.

— WHITEWAY *sworn*.

On the 27th of April, in the morning, I took the prisoner into custody, and when I met with her in the street she had this watch in her hand, wrapped round with an handkerchief; I asked her where the watch was? she cried and I found it in her hand; I asked her where she got it? she said she had been along with some young man near Moor-fields, and as she left him, the watch, by some means, got hold of her clothes; I took her into a public house and there I found another watch under her arm, which the prosecutor swore to be his property. (The second watch produced and deposed to by Rowland.)

Prisoner.—This young man picked me up one night, and would not let me alone, he wanted to go home with me, but he said he was short of money; I said, if you are short of money make me a present till another time I meet you; he left the watch in my care; the next morning he came, but had no money, and he said he would have the watch

or he would charge an officer with me

GUILTY, of stealing, but not privately.

(Aged 25)

Transported for seven years.

Tried by the London Jury before
Mr. COMMON SERJEANT.

436. JOHN PARKER was indicted for stealing, on the 16th of April, nineteen pieces and a half of silk ribbon, containing seven hundred and two yards, value 30l. the goods of Thomas Wilson, Joseph White, Nicholas Smith, and others.

JOHN JONES *sworn*.

I live with Messrs. Drury and Co. there were a parcel o goods went from Drury and Co. in Bread-street, to the inn; I delivered the parcel the 16th of April last to the book-keeper of Wilson and Co. proprietors of the Exeter mail coach, Swan with Two Necks, Lad-lane; it contained silk ribbons, nineteen pieces and a half, value thirty-nine pounds; I took this parcel in the afternoon; I cannot tell exactly the time; it was directed to Mrs. Elizabeth Hull, of Exeter.

JOHN NICOLSON *sworn*.

I am book keeper to the Swan with Two Necks; I received a parcel from Jones, it was directed, Elizabeth Hull, Exeter; I booked the parcel my own self; I received it, I believe, in the afternoon, I cannot justly mention the hour, it was marked and delivered to the porter Robert Couch, who loads the coaches, he marked it off.

Q What became of it afterwards?—I don't know.

ROBERT COUCH *sworn*.

I am the porter; I carried the parcel the coach, it was directed, Elizabeth Hull

Hull of Exeter; I put all the parcels in the seat of the coach except that. I could not get it in it was so large, I laid it on the seat of the coach, on the cushion, I went back again to the warehouse to fetch some more parcels, and in that time they laid hold of this lad.

JOHN DUGARD *sworn.*

I saw this young lad at the coach a quarter before eight o'clock at night, on the 16th of April, and I saw him go with the parcel in his hand from that coach, behind the next coach which was by the side of that, and drop it down; I asked him what business he had with that parcel? and then he took between the leaders and the wheel horses, and wanted to make his way through the passage; and there we took him in the passage; I am sure that is the lad.

JOHN HUNT *sworn.*

I live at the Swan with Two Necks; I take care of the fire arms for the guards that go with the mail coaches; I was up behind the Bristol coach, buckling up the fire arms, and this lad came under the coach and dropped the parcel under the di-ky, the place were the guards sit; I saw him drop it there; I called out to John Dugard; the coachman jumped down and took up the parcel, and the boy was immediately secured.

JOHN FENNER *sworn.*

I am a constable; I have the parcel, it was given me before the Lord Mayor.

—— **GAY** *sworn.*

I am a coachman; I drove the Bath and Bristol coach; I had done my day's work and was helping John Dugard to load his coach; he asked me to go and have a glass of gin and water, and he sees somebody getting out of his coach; he says, who is that getting out of my coach? and I made a run and I sees this boy

run behind the Bristol mail coach, and there he dropped the parcel, and I watched him, and he ran underneath the Manchester mail horses and came out, and there I caught him, in the new made passage, by the collar. (The ribbons produced and deposed to by Jones, who swore to the fancy patterns, but not to the plain ones)

GUILTY. (Aged 15.)

Transported for seven years.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

437. **JANE FIELD** was indicted for stealing, on the 25th of April, a pair of linen sheets, value 6s. a bolster case, value 1s. the goods of Henry Moss, in a lodging room in his dwelling house let by him, to be used by her and her pretended husband.

HENRY MOSS *sworn.*

I live in Great St. Ann's Street, Westminster, I keep a chandler's shop; I have a house and let lodgings; I let lodgings to this woman, she came to me to ask for a lodging, sometime in the latter end of March; I don't remember the day; I asked what she did for a living? she said she bought and sold old clothes; I asked her what her husband was? she said, he was a working man, and worked at Chelsea, and that he was a very quiet man, and I should hardly ever see or hear of him in the house; I then told her that if they got their bread by honesty they might come, but I took in none but I knew how they got their bread; she came to the lodging on Tuesday, and behaved very well for a fortnight; she then had a soldier coming after her; I told

told her then she had deceived me, and I wished her to go out of the lodging; she did not go as I desired her, and on Saturday the 29th of April, or the 30th I am not confident which, the person who lodges on the same floor with her, calls out that Mrs. Field was going away, for she had put the key under the door; the woman told her that if she did not come to us, she would come down herself and tell us that she was a going; on my coming down into the shop I found her in the shop, and she said to my wife, I have done a sad thing; says I, I hope you have not robbed my lodging? yes, says she, I have.

Q Did your wife make her any promise?—No, I am sure of it, because she was hardly in the room before I was; I sent for the constable, and when he came, she gave me the duplicates of things she had pawned, of her own accord; we could not go into the room not through the door, because she had put the key so far under the door, the constable was obliged to go and borrow a ladder to get in at the window to see what was gone; when we went in we found nothing gone except the sheets and bolster she gave the constable the duplicates of; I never saw her before she came to take the lodging; she appeared rather poor but the clothes she had on were very clean; I thought her a working person as she said she was, but I found she was not, and that made me want her to go out of my lodging.

JOSEPH TUCK *sworn*

I am servant to Mr. Brown, Strutton Ground, Westminster; the prisoner pledged one sheet with me for three shillings and six-pence, the 25th of April, and a bolster case for two shillings and six-pence, the 26th of April, and another sheet for three shillings and six-pence the 26th.

Prisoner. I meant to get them out; I told my landlady that I had pawned them but I would get them out again.

GUILTY.

Imprisoned one month in Newgate and fined 1s.

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT.

438. JONATHAN ROBERTS was indicted for stealing, on the 20th of April, six thousand coffin nails, value 11s. 6d. and six thousand of metal chair nails, value 11. 10s. the goods of William Bent the elder, and William Bent the younger.

WILLIAM BENT *sworn.*

I live in St. Martin's-lane, I am an iron-monger, the prisoner was my servant, he robbed me of the several things contained in the indictment; I think he had been my servant three months, he was a kind of clerk and shopman, I had strong reason from other circumstances, to suspect him, and I charged him with the crime; I knew I had lost property, but I was not sensible of what I had lost; and I said this to him, desired him, if he expected any mercy to let me know the extent of his crimes; and to tell what he had done, and he confessed.

FRANCIS CLEWLEY *sworn.*

I am the officer of St. Martin's parish; Mr. William Bent came to me on Saturday night, April the 20th, and told me that a servant of Mr. Bent's had robbed him, and that he had reason to believe that some of his property was at his lodgings, he lodged at a public house in Russell-street; I went to his lodgings, the prisoner was not with me, Mr. William Bent was with me; I found this parcel of goods in his box; I took a coach

reach and brought the goods to Mr. Bent's, I had been at Mr. Bent's and searched the prisoner, I had the key from the prisoner which opened the box, I found six thousand coffin nails and six thousand metal chair nails.

WILLIAM BENT the Younger
sworn.

I am in partnership with my father; I went the 20th of April with the constable, I went to a public house in the neighbourhood of Covent-garden, Russell street; I believe the constable found the key of his box in his pocket, he found these nails there; the papers of the chair nails have our private mark; the coffin nails have no mark on.

Q. Did you ever sell these?—No, we never sold them.

Q. How do you know that?—From his own confession.

Q. Can you say so independent of that?—No, I cannot.

Prisoner. I generally went out for orders; I was ordered by Mr. Bent to call on the customers, I called on a customer who gave me an order for these things, and Mr. Bent and I we did not settle sometimes for some weeks, and there was a balance remaining frequently between him and I for three weeks, and I took these to my lodgings with a view of taking them to the man, I had an order besides to go very near to the place where this man lived; when the night he called on me to settle with him I was behind hand, I had not cash to make up; he said that if I expected any mercy of him I must send for somebody to make up the cash; he seemed to express a concern for the present unhappy situation in which I am involved in; says he, I will do every thing in the world if you will tell me how matters stand with you, but if I would not the utmost of the law should be exercised; I told him I would tell the truth, and he went out and got a constable, and when the constable came I gave

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him the key, and he found the things in my box.

NOT GUILTY.

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT.

439. **WILLIAM TOMKINS** was indicted for stealing, on the 28th of April, a bay gelding, value 12l. the goods of Thomas Barnet.

THOMAS BARNET *sworn.*

I live at Bow with Messrs. Hudson and Gordan, brewers, and my horse was kept in Mr. Hudson's stables before it was lost, it was a bay horse, it had a blaze in his face, two white legs behind, a black swish tail and mane, rather thick winded, fifteen hands high; I have had him eight months; it was lost from a house in Bow-bridge.

WILLIAM SHARP *sworn.*

I am Mr. Barne's servant; he is a cooper and brewer to Mr. Hudson and Gordan; I took the horse from my master's house to the tap house door at Bow, just against the brew house gate, and hung it on the peg round the post, it stood just by the door, this was Sunday between the hours of nine and ten o'clock; I don't recollect the day of the month.

Barnet. The 28th of April.

Sharp. I went into the tap, and when I came out the horse was gone from the place where I left him, I suppose I might be there a quarter of an hour or twenty minutes; he was not made properly fast to the post, he might get loose, it is a common size post just stood by the tap house door; I never saw the prisoner with my eyes till I saw him since he was taken up.

THOMAS JUDD *sworn.*

I am a cooper; I work for Mr. Hudson. On the 28th of April between the

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the hours of ten and eleven I saw the prisoner at the bar leading this horse through Stratford, he was leading the horse, and the bridle was across his shoulder, and the saddle on the horse; I knew the horse, for four or five months, I am sure it was Mr. Barnet's, and I am sure that is the man, I knew him before, he used to carry greens about and fish; I know he is the person.

Q. Why did not you stop him, seeing him leading the horse?—I thought Mr. Barnet had given him orders to take the horse to a relations, a little further from where I see him.

ANTHONY GRANGER *sworn.*

I keep the Bell at Stratford-green. On Monday morning the 29th I was going to London, between the hours of nine and ten, the prisoner past me in Brick-lane on horse back, on Mr. Barnet's horse, I knew the horse before Mr. Barnet had it, and I called to him, I knew the man, I have known him three or four months, I called to him in the highway, he would not stop; I said, stop, and repeated it till I came to the French Chapel; I followed him to Bishopgate-street, and he would not stop, and then I followed him to Shoreditch and there I came along side of him, and then I asked him about the horse; says I, is it your's? he told me, no, but, says he, you must know, it is squire Sayer's, a brewer at Winchmore-hill, and then I let him go about his business, and then I went to let Mr. Barnet know that that man had got his horse; I knew that Mr. Barnet had lost it.

Q. Why did not you stop him?—I did not know as I had any right to stop him, as I was no officer.

— REYNOLDS *sworn.*

I am a breeches maker; I live at Stratford in Essex, and a constable; I apprehended the man; all that I know is

of a hue and cry that Mr. Barnet had lost a horse, on Sunday morning; on Tuesday evening by the description they gave me of the man I stopped him; I saw him go by where I was at work; I said to him, what have you done with Mr. Barnet's horse? says he, the horse is safe enough, it is grazing on the Forest.

JOHN PEARCE *sworn.*

I am an helper in the stable of Sir James Tilney Long's, at Wanstead; I was coming out at Bush Gate on Tuesday and Mrs. Harley comes out of the yard about two o'clock, she calls to me to tell me that there was a man had found a horse on the forest; I was not the first person that saw it; I went and I found the horse standing in a hollow bush, fastened by a hemp halter to a hollow stem of the bush; after I had seen the horse stand I went to let Mr. Parker know, who is the steward, he desired me to go and take him from the hollow bush and put him in the Manor Park in the Pound I delivered it into the bailiff's hand, he had the key and he put it in; Mr. Barnet came the next day to own the horse; I was not present when he looked at the horse; I knew it to be the same horse by the make of the horse, it was a bay horse, a star on his forehead and two white feet; I saw it after Mr. Barnet took it though I did not deliver it to him.

Court to Barnet. Did you go to Epping Forest to Sir James Tilney's?—I did on Wednesday morning; I found my horse there, the same horse that I had lost on Sunday morning.

Prisoner. Please you my lord, as I was going to London on Monday morning, I met the horse loose by the Butcher's at Row, one rein was broke and the other was loose, so I took hold of him and led him along for about half a mile, and then I wanted to do a job by myself, and

and then the other vein broke for I thought to take him to the Pound.

Q. How came you to tell the man the next day that it belonged to Esq. Sayer, at Winchmore-hill?—I never told him so, I went to a house close by Mr. Barnett's and asked if they knew the horse? and asked the turnpike man and enquired of every body that I saw and nobody knew him.

NOT GUILTY.

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

440. JOHN HUGHES was indicted for breaking and entering the dwelling house of John Rippinghall, on the 26th of April, about the hour of six in the afternoon, the said John Rippinghall and others of his family being therein, and stealing, two cotton gowns, value 1l. 10s. a linen shift, value 5s. a dimity petticoat, value 8s. a linen apron, value 2s. a muslin handkerchief, value 1s. 6d. a cloth waistcoat, value 2s. and a linen shirt, value 4s. the goods of Thomas Rossell.

MARY ROSSELL *sworn.*

I am the wife of Thomas Rossell; I lodge with John Rippinghall, No. 10, the back part of St. Clement's; I was standing in a room opposite a coachman's room, William Hales, the person that I was standing with told me my room door was broke open; I told him how could that be when I had locked the door and was sitting on the key.

Q. Had you locked the door?—I had, and was sitting on the key and when I got up, and went and looked at the door I saw this man that stands now at the bar, I found my door quite wide open, the place where the lock goes in was a little thrust, but a very trifling, and the lock half went back, the prisoner was standing just at the opening of the door, as if standing to keep it open within the room, I asked him what he wanted and

then he dropped the petticoat from his hand, and told me he wanted Mrs. Willson, and asked is there such a person in your house? I told him no; do you know such a person? no; I caught hold of him by the collar, and told him he was a liar, he wanted my clothes; when I had him by the collar I fell down the stairs, whether he tripped me up, or I slipped down, I cannot say, but here is a piece of pocket and a piece of the flap of his coat which I tore off; then, sir, when the pocket tore off and the piece of the coat, he ran away from me; I got up in a moment and ran after him, I went across the way after him and across the Church-yard, and I lost sight of him by going up a little court, up which I did not follow him for I did not know but what there was a thoroughfare in it; I am perfectly sure the prisoner is the man, it was a dimity petticoat that he had hold of.

Q. I see there are other articles in the indictment; what have you to say about them?—They were all dirty linen left by one corner of the bed, I had left them not above ten minutes before I found the prisoner, and when I returned and went into the room I found them off, on the ground in the middle of the room, rather behind the door.

Q. Are you sure they were removed?—I am.

Q. Now what may be the value of the two cotton gowns?—I think about thirty shillings, the linen shift about five shillings it was new, it was never worn, the dimity waistcoat about eight shillings, the linen apron two shillings, the muslin handkerchief eighteen-pence, the cloth waistcoat two shillings, and the linen shirt four shillings.

Q. Some of these things are old?—They were.

GUILTY,

Of stealing to the amount of 39s. but not of breaking and entering.

To go for a Soldier.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

441. WILLIAM WHITE and WILLIAM SULLIVAN were indicted for stealing, on the 20th of April, a looking glass in a gilt frame, value 11, a cotton gown, value 2s. four pounds weight of veal, value 1s. 6d. the goods of Evan Evans.

JANE EVANS *sworn.*

I am the wife of Evan Evans we keep a house, a public house, the sign of the Roe Buck, in Clerkenwell, in the middle of Turnmill-street; we lost these articles on Sunday the 20th of last month; these two men lodged with me sometime, and Sullivan went away the week before I was robbed; William White is a bricklayer the other called himself a muffin maker; I had been robbed several times before, I had some disputes with that Sullivan the week before and I told him he should never come into my house no more, from that time he went away; I missed these articles on Sunday morning the 21st, I missed them about half after six o'clock in the morning, I missed all of them from the parlour, I did not see them on the prisoner, there is a person that did; I went to bed at one o'clock in the morning, as near as I can guess; I have never received nor seen the property since, William Sullivan was there the last person in the parlour at night, and William White was the only lodger I had in the house at the time; I got up in the morning at half past six and see my door open, I ran up to my husband and told him that I had been robbed; he told me that William White went out at five o'clock.

Q. Who shut the door last at night? — It was me, I left all the doors fast at night, every one, but this door was a private door that was found open in the morning, there was nobody went to that place but William Sullivan, I never went back to that door after twelve o'clock, no person went backward to that door but

William Sullivan; at twelve o'clock I left all my doors fast, and at one I let Sullivan out, and he went backward before I let him out.

Prisoner Sullivan. I wish to know whether she can say I was the last person, when there was a great many in the house? — I can take my oath he was the last person I let out, and the other man White, went up to bed, who was the only lodger I had in the house.

JOHN FRENCH *sworn.*

I keep a cart and two horses; I see Sullivan come out of the alley with the glass under his arm, on Sunday morning, out of Roe Buck-alley, the alley that leads to this woman's house.

Q. What sort of a glass was it? — It was a large glass, the frame was gilt like; he had something wrapped about the looking glass, but what it was I cannot say.

Q. Did you see any veal about him? — No, please your honour.

Q. Then you cannot say to whom this glass belonged? — No, I cannot take upon me to say.

Prisoner Sullivan. First at the justice's he swore that he saw me come out of the alley with the glass covered over with a check; in the next place Mrs. Evans said it was a cotton gown.

French. I said it was something striped, what it was I did not know.

RICHARD MATTHEWS *sworn.*

I am a publican; I keep the sign of the George in Turnmill-street, Sullivan came into my house about ten o'clock on Saturday night and had a pot of beer, and he went out and stayed about half an hour, and he came in again and had a bit of meat under his arm, part of a loin of veal.

Q. Did you take it from him? — I did not; I did not know whose veal it was.

THOMAS

THOMAS RIPPING *sworn.*

I am a labouring man; I was in the public house on Sunday morning, at the sign of the Red Lion, and I heard Sullivan say that he had a piece of veal for his dinner.

JAMES WILSON *sworn.*

I am a hard working man, I get my bread in the street, in what they call grubbing; me and my friends were in Red Lion-street and we saw the prisoner there, and we happened to hear him say that he had a bit of veal for his dinner.

Both Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

442. **WILLIAM PURCHASE** was indicted for stealing, on the first of May, an iron hobbing, value 5s. the goods of Joseph Sherwood.

JOSEPH SHERWOOD *sworn.*

I lost an iron hobbing on the first of May, on Wednesday; it was lost from one of the workmens benches.

Q. Where is your house?—In Upper East Smithfield.

Q. What time of the day did you lose it?—I cannot positively tell; I was not at home when it was lost.

FEILD *sworn.*

I am a victualler; I live facing this gentleman's house, Jeremiah Bird came over and told me there was a thief in their shop, and would be glad if I would step over, and I went over and took him coming out into the street just at the door; he was charged with stealing this hobbing; he seemed very much in liquor; I took the man and hobbing to the officer.

Mr. Peat. What do you call that you have now produced?—An hobbing iron.

C c

Q. You speak so indistinctly that the prisoner was coming out; what do you mean?—The prisoner was coming out with Jeremiah Bird and I saw the iron in his pocket, and I took it out of his pocket and I have had it in my possession ever since.

JEREMIAH BIRD *sworn.*

I am a journeyman to Mr. Sherwood. On the 1st of May I was informed that we had got a thief supposed to be taking the property belonging to my master, I was alarmed and I went according to the information given me, and found him in my master's shop; I says to him you have got something here I think that don't belong to you; he made for answer, never mind, being very much intoxicated in liquor; I said, that will not do, we have been accused several times of thefts that we have not been guilty of, and my master has cautioned us, if we could find out the thief, he would make an example of him; my shopmate said let us take it out of his pocket; I said; no, let charge be given of him; I then left him in the situation he was in, with several more shopmates, and ran over to this gentleman Mr. Feild and brought him in, and told him to take charge of him; I did not see the hobbing taken out of his pocket; I gave charge to the constable; the prisoner was a journeyman to Mr. Sherwood, and had been three or four months.

Q. You say you had information; how many might there be at work in your shop at this time?—Sixteen or eighteen; we are not exact as to number.

Q. You told me you had information; was it given in the hearing of the prisoner?—It was not, it was given by our own people; they are not here.

Q. You have no more of your people here?—No more.

Q. How

Q. How do you know that to be the property of your master?— This hobbing I have noticed several times, being a particular thing for the purpose we had used it for; I cannot tell how long we have had it; I know it from the levelness of it, and the goodness of the steel and iron.

Q. When that was taken from the man's pocket, can you say there was one missing?— I cannot.

Q. Then why did you take it to be your master's?— By the knowledge of it, in the account I have given to your lordship.

Q. Had this man been at work that day?— I don't think he had.

Q. You found him in the shop, how came he in the shop if he had not been at work?— That is out of my power to say.

Q. Did any conversation pass except that which you have mentioned?— When I brought him to the door he said, don't hurt me; I said I am afraid you are hurting yourself.

Mr. Peat. What is your name?— Jeremiah Bird.

Q. You are a shopmate with the prisoner?— I have been.

Q. You was present when this tool, which you produce, was taken out of his pocket?— I was not.

Q. Don't you know who produced that tool?— No.

Q. That tool that is produced you say is your master's?— It is.

Q. What is it called?— It is in the place of a anvil; its use is to punch upon; I really believe it to be my master's.

Q. Who are these kind of tools made by?— There are smiths on purpose to make these tools.

Q. It is an instrument to punch metals upon; what is the name of your master's trade?— A gunsmith, or gun lock maker.

Q. There are more gun smiths than your master?— Certainly; but this is a very uncommon good tool.

Q. What is your master's name?— Joseph Sherwood.

Q. I suppose your master then is the best gun maker in the kingdom?— I don't say in regard to the trade.

Q. There are other gun smiths use the same kind of tools?— Yes.

Q. What is the name of that kind of anvil, or thing which is so extremely outlandish, that there is no remembering of it?— It is an hobbing.

Q. Is that hobbing made by a particular way, in a particular manner, and with particular kind of metal for your master alone?— I will not say that.

Q. What is your name do you say?— Jeremiah Bird.

Q. How do you know that to be your master's?— I cannot positively say any more than this; I have seen the tool in my master's shop; I was not at the buying of it.

Q. Now, sir, do you know that tool by its weight?— Yes, I believe I do.

Q. Do you think nobody else uses such a tool of the same weight?— I don't think they do.

Q. Tell me why you think so?— Because it is reckoned the best tool in the trade.

Q. By whom?— By them that are judges in workmanship.

Q. Who are they?— I myself for one.

Q. Are there not other tools of the same description used by other gunsmiths?— There are

Q. Of the same size?— I don't know that.

Q. Did you ever weigh it?— It is thirteen pounds as nigh as I can guess.

Q. Did you ever weigh it?— I have heard the weight of it.

Q. Did you ever weigh it?— I did not.

Q. Did you ever measure it?—I never did.

Q. Is there the same kind of tools made of the same materials for other gunsmiths?—I believe there are.

Q. Do you know it by the taste, smell or colour?—I can tell it by two out of the three, by the smell for it is oily, and also by the colour.

Q. You admit you do not know it by the weight nor the measure; is the colour peculiar?—It is.

Q. Is it whiter, blacker or browner?—It is rather whiter.

Q. Are there not tools as white as that?—I never saw one more clearer, or more whiter.

Q. But there are many tools as white as that, and as you are a very good judge of grammar, iron that smells as sweet and as flour, which ever you please; you may scratch your head you will find nothing there; let us know in what manner you know that tool to be your master's; I admit your master might have a very good tool of that sort, but tell me how you know that tool in your hand; tell the jury how and why?—In the first place I know it by the end of it, for I made remark of this end at the first.

Q. Let us know how you know it, you have such a flippant tongue; you tell me you don't know it by weight, nor measure, nor the smell, nor taste, nor colour; tell us what you do know it by?—I do know it by the smell.

Jury Did you ever work at it yourself?—No, not myself.

Mr. Peat. Tell us what you know it by in plain language?—I have told his lordship all that I know about it.

Court to Prosecutor. When you came home did you find any hobbing had been missed?—I did; I looked directly as I came home at the bench where this hobbing should have been.

Q. If you had seen it any where should you have known it to be your's?—I should by the sight; I am satisfied it is mine.

Mr. Peat. Will you permit me to ask how you know it by the sight; that wants some explanation; let me know how you know this; give me some better reason for this?—Just the same as I should know you from some other gentleman.

Q. That will not do, and I will have a better reason before I have done with you?—I know it by the sight of it, the same as I should know you.

Q. It is very true, that every man has got a nose, and eyes, and chin, and therefore you may know him to be a man; there are other tools used of this description by gunsmiths?—Not many.

Q. Then you are the only gunsmith that uses these kind of tools?—I am not a gunsmith, I am a gun lock maker, and there is only me and Mr. Nock on Ludgate-hill.

Q. Do you know its weight?—I see it weighed when I bought it; I think it is thirteen pounds and a quarter.

Q. Have you weighed it since this man was charged with this fact?—I have not.

Q. Is this tool a peculiar little size, or a peculiar large size for the purpose for which it is used?—It is a large size.

Q. And you take on you to say on your oath that this tool is your's?—If there were five thousand and that was put amongst them I would pick it out.

Q. How would you pick it out?—By knowledge of it; it is impossible for any man living to make a fellow to it.

Q. Then I would be glad to know why they cannot make a fellow to it?—That has been worked upon for many years, and without damage which very few have.

Q. Then

Q. Then it is impossible that an instrument of that weight, dimensions and every thing the same as this can be worked upon without damage, and you know this tool it is impossible there should be such another in the three kingdoms, or perhaps in the world except in France, and that we know nothing about?—There cannot.

Prisoner. My lord, I was in the shop at work, I had been drinking in the morning it is true, we had been paying for beer towards birth days, I had had my coat off it is true, with pretence to go to work, I did do a little and but a little; when I went to put my coat on I found it very heavy, and while I was putting my coat on the gentleman's apprentice seized me and put his hand into my pocket to see what was there, and found my master's property in my pocket it is true, and it is not the first time I have found things in my pocket, and who the person was that put these things in my pocket I cannot tell, and what I am challenged with I am innocent of.

Peat to Jeremiah Bird, I believe there was some little jealousy about this man's peculiar excellence as a workman?—He is a very good workman I believe.

Q. There was some little jealousy I believe in the shop?—Not from me.

————— *sworn.*

I am the constable that took him into custody.

The prisoner called three witnesses who gave him a good character.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. RECORDER.

443. JANE LOW was indicted for stealing, on the 23d of May, three guineas and four halfpence, the money of John Thomas.

(The witnesses examined separately.)

JOHN THOMAS *sworn.*

I am a breeches maker a married man. The 23d of this month about one o'clock in the morning, to the best of my knowledge, it was Thursday, going along Coventry-street I met with the prisoner she stopped me and asked for something to drink; I told her I had no money; at the same time I had between four and five pounds in my breeches pocket, gold and silver, and some halfpence in my waistcoat pocket, I told the prisoner that I had no money, neither could I give her any thing to drink; so she said she would treat me rather than we should part without drinking together; so we went to a public house in Piccadilly, I don't know the sign of it, we had a glass of gin a piece, and she put her hand into her pocket for to pay for it, and she wanted a halfpenny, and she asked me for the halfpenny which I gave her out of my waistcoat pocket, to pay for the gin, after that we came out and came back again down Piccadilly, and stopped at the corner of Piccadilly by a brazier's shop; after that she asked me to have a coach and go with her to Westminster, and I refused; I was looking to see for a watchman or patrol to take her into custody; while we were talking together the two witnesses Jackson and Harriot came up to us; Jackson asked me if she was my wife? I replied she was not; but I had been robbed by her, and told him I was waiting for somebody to take her into custody; he replied directly that he was an officer belonging to Bow-street and that he would take her; going along I told him I had been robbed of four guineas; when I came to the watch-house I searched my pocket, and I found only one guinea and one shilling left in my breeches pocket, which both the witnesses saw, and the halfpence were gone out of my waistcoat pocket.

Q. What halfpence had you in your waistcoat pocket?—I cannot tell.

Q. Did

Q. Did you ever find your money?
—There was money found on the prisoner; she was examined at the watch-house in my presence.

Q. Were these guineas marked?—They were not.

Q. Then the money you saw on the girl, you cannot swear to any part being your money?—I cannot swear to any part of it.

Q. Did she say any thing about it?—She said nothing particular.

Q. Was you sober?—I was sober enough to know all that passed.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

444. NICHOLAS HUGHES was indicted for stealing, on the 19th of July 1792, a silk gown, value 8s. a cotton gown, value 12s. a white dimity waistcoat, value 3s. two yards of cotton, value 11s. a worked mullin apron, value 3s. a linen apron, value 1s. 6d. a pair of mens linen trowsers, value 8d. a black fatten waistcoat, value 6s. two woollen blankets, value 18s. a muslin handkerchief, value 1s. 6d. two cotton counterpanes, value 3s. a feather bolster, value 4s. two feather pillows, value 4s. a fatten petticoat, value 6s. a linen sheet, value 3s. a flannel petticoat, value 1s. a silk cloak, value 3l. the goods of David Norrie.

DAVID NORRIE *sworn.*

I am a taylor; I lost the articles from the house I live in, No. 14, Cleveland-street, just at the end of London-street; I was only a lodger, I had the two pair of stairs and the garret, it was the 7th of July, or thereabouts I believe, I don't know much of the fact, my wife must be the evidence, for she did the whole business.

ANN NORRIE *sworn.*

I am the wife of the last witness; I lost all the articles mentioned in the indictment, on Saturday the 19th of July; I lost them from No. 14, Cleveland-street, they were all carelessly thrown into the two pair of stairs room.

Q. Was the room locked?—Yes, I put in the things and went out Saturday three o'clock, and never saw that room till Sunday morning half after seven.

Q. How do you apprehend they could get at these things, did the door appear broke?—The door was locked the same as I left it, when I came back.

Q. Was there any window to the house by which they could get in?—No. On Sunday we had not a thing to put on our backs.

Q. How do you conceive the people got into the room?—This prisoner had the house a year and a half before we went to it.

Q. Was no violence done to the window?—No.

Q. Was there no violence about the room at all?—Not the least, my key opened the room door the same as ever; I don't know how they could get in except by picking the lock.

Q. Did you ever recover the property?—They are in the court with the pawnbrokers, all that I could find, I have found none but what the pawnbrokers own to that are in court.

Q. How do you know he kept the house before you went to it?—He told us that he kept the house, but I was to have the house till I could suit myself with a house.

Q. What had he to do with the house, did he sleep in the house?—There was nobody in the house but his wife and him, and his two children.

Q. Did he sleep in it till the time he was taken up?—He never was taken up till about a fortnight ago, he was about the
D d house

house the Sunday and Monday after the things were put in, but after that Monday he never came into the house, till about a fortnight ago when he was taken up.

Mr. Hasty. How long is it since you got in this house?—Only on the Thursday before this happened.

Q. On your oath when did you take lodgings in that house?—Mrs. Fisher told me I might be there till I could suit myself with a house.

Q. You say you went out at half after three and did not return till Sunday; do you know a Simon Gordon?—Never in my life.

Q. Do you know a Mrs. Rivers of Chelsea?—I do.

Q. Did you go to Mrs. Rivers's that Saturday evening?—I did not.

Q. Did not you return on Sunday with three women of the town very much intoxicated?—No.

Q. Will you declare whether you did or did not, send all these goods to pawn by this man and to raise money so as your husband might not know how much you had spent?—I never did; I never saw any man in the house besides that man.

Q. Then you did not give these clothes to this man to pawn for you?—I did not.

Q. Had you ever any quarrel with the wife of the prisoner?—Never.

Q. Did she ever take a warrant out against you?—Never.

Q. Are you sure this was the 19th of July, not the 21st?—The 21st I went after my property.

Q. Where did you find it?—I found it at one Mr. Dobree's and some at another place.

Q. Was the indictment read to you when the bill was before the grand jury?—No.

Q. Who gave you permission to go to the house originally?—It was Mr. Rivers's house, they could get no money of these people.

Q. Who gave you the key?—The key was in the door.

Court. How came you not to bring the prosecution on before this time?—I never could find him before, they told me he was entered on board of ship.

JOSEPH HUXLEY *sworn.*

I am a journeyman pawnbroker to Mr. Dobree in Oxford-street.

Q. How far do you live from the house of the prosecutor?—About a quarter of a mile; I produce two gowns, one petticoat, a worked muslin apron, a white cloth ditto, a white dimity waistcoat, a muslin handkerchief, and two yards of cotton these were all pawned at one time, the 21st of July, by Nicholas Hughes in his own name, I knew him before, I gave him a duplicate, I knew his wife very well, she came often and brought things for other people; he said he brought the things for his wife and she was very ill, and he could not pay his taxes, and this was to make up the money; I knew they did keep the house in Cleveland-street.

Q. Do you know any thing of this Ann Norrie?—Yes.

Q. What is her character?—She has pledged things for ladies sometimes.

Q. Has she any lodger of that description?—Not that I know of.

Q. Who was the occupier of the house Hughes or Norrie?—Hughes was the name the house went by at the time I took those things in.

JOHN WATTS *sworn.*

I am a pawnbroker; I have got two counterpanes, a handkerchief, a black fatten waistcoat, a pair of drawers, a blanket, a bolster, two pillows, and a fatten petticoat; they were pawned on Saturday the 21st of July; I believe the early part of the day; I remember the circumstance of taking them in, they were put in distinct pledges, they were pledged in the name of

Nicholas

Nicholas Hughes, but I cannot say that is the man from the distance of time.

Prisoner. The fact is I keep this house, and I have pawned these goods with them gentlemen; this good woman was turned out of her house in Mary-le-bone some time before this happened, through keeping a bad house; Mrs. Rivers being my landlady, begged me to let her have a room in my house, accordingly I agreed to it; Saturday the 21st of July she came to me, and asked me to help her to move these things into the lodging, she told me if I would go and help her in with the things she would pay me; a fellow workman called on me expecting I would go to work, but I did not; in the midst of it she told me that she was distressed for a little money to make up her rent, and that her landlady had told her that she would certainly seize the things if she did not make up the money, and she asked me to go and pawn these things; accordingly I told her I would, and I went to these places; I carried the things that she gave me, I went out once and after I came back, she told me that was not enough, and she desired me to go again, I went the second time, and when I came back I gave her the money and the duplicates, before my fellow workman; the Monday following I went into the country to the harvest, this woman never said a word to me good, bad nor indifferent. I found on Sunday that she came with three women of the town and abused my wife very much; on Monday morning I spoke to her and she said she had got a drop in her head, and did not know what she said; Monday evening I met her and she told me she had got a warrant against me; I told her she had no right to have a warrant against me; she did not say any thing to me, good, bad or indifferent; and when I was in the country she turned my wife away, and never let her come into the house any more.

Watts. At the same time the person pawned these things in the name of Nicholas Hughes there was also a silk cloak pawned in the same name, which the prosecutrix came and redeemed herself; she redeemed it about three months ago; she paid the money that it was put in for, and said she would take out all the rest by degrees; she did tell me she had been robbed of it.

SIMON GORDON *sworn.*

I have known the prisoner at the bar for some years back, he worked along with me; this Saturday morning that the woman has been speaking of, he stayed away and did not go to work; he was moving in goods for this woman into his own house, and I lent him a hand down with two or three stoves into the kitchen for her; I see her give him a bundle, I know there was in it two gowns and a black cloak, and he went out and brought in some money and duplicates. I think it was the 19th or 20th of July, it was a Saturday. She told him to pawn the things, I waited till such time as the man came back again, and he gave her some gold and silver and duplicates, and they wanted me to go out and bring in some gin; there was some gingot, a shillingworth, and we drank together, and she had the money the things produced herself, and the first time he came back she said that was not enough; she sent him out the second time with another bundle, and she was very well satisfied at both times.

Q Had you more gin when he returned the second time?—Indeed we had; the gentlewoman had almost a pint mug full of gin when I came into the place.

Court to Mrs. Norris. Is that true or false what this man has sworn?—I never saw him with my eyes before; I never saw his face in my life-time before.

Q. I want to know whether on that day you charge this robbery to have been committed, any man was in your company drinking gin with the money that was got from pawning these articles?—No.

Q. Do you remember any time sending any body to pawn these clothes?—No.

Q. Do you insist upon it on your oath?—I do.

Court to Gordon. Do you mean to say upon your oath that that fact passed?—I do.

The prisoner called four witnesses to his character.

Mr. Hosty to Watts. You say these things were pawned with you the early part of the day?—Yes, before dinner time.

Q. What do you call dinner time?—Before two o'clock, but I am not very exact in the day.

Q. How soon were they found at your house after they were pawned?—I think she made an enquiry on Monday.

Court. This woman swore positively that she went out at half after three o'clock, and then all the things were safe; do you think they were pawned before that time?—I firmly believe they were; I believe they were pawned before two o'clock.

Q. You are now stating a transaction that happened ten months ago; what reason have you to induce you to suppose it was earlier than the time she speaks?—Because on the Monday when the enquiry was made I had the recollection of it in my mind, that makes me have little or no doubt.

Q. What makes you have little or no doubt, in opposition to this woman's positive oath, or what is the ground of your belief that they must have been pawned earlier?—I recollect being very

particular in taking them in, he told me he was a housekeeper, and that I might go and see or send.

GUILTY. (Aged 44.)

Transported for seven years.

Tried by the first Middlesex Jury before
Mr. RECORDER.

445. MARY ROGERS was indicted for stealing, on the 1st of April, a woollen rug, value 1s. 6d. a woollen blanket, value 1s. 6d. an iron frying-pan, value 1s. 3d. a linen sheet, value 1s. 6d. a flat iron, value 9d. the goods of Stephen Ring.

STEPHEN RING sworn.

I am an housekeeper; I let lodgings to this woman near a twelve months ago; she did not continue to the time I missed the things, she absconded from the lodgings, and did not pay the rent for some time.

Q. Had she got rid of the contract?—No.

Q. How long was it before you lost the things you let the lodgings?—Near twelve months.

Q. What was she to pay for the lodgings?—Three shillings a week.

Q. Were the articles she stole the furniture let with the lodgings?—Yes; she left them the 1st of April; I never looked into the room till the 18th of April.

Q. Did you never see any thing of her till the 18th of April?—I heard of her and see her once, and asked if she would give me the key or pay me the rent? she said she would pay me the rent, but she never came to pay me the rent. On the 18th of April I went into the room, I missed the following articles, a woollen

woollen rug; a woollen blanket, an iron frying pan, a linen sheet, and a flat iron, I have got the things in Court now; I did not recover them, they are in possession of the pawnbrokers; they are in the hands of two pawnbrokers.

FRANCIS OXLEY *sworn.*

I keep a house in Newport-street. Mr. Ring came to me and asked me if such a person was at my house? I said, yes, they are just gone out, and will be in presently, and I asked him to come in, and he came in, and in talking I told him a rug was in my house that was none of mine, and I desired my girl to fetch it, and she fetched it, and he said it was his, and I gave it him, I don't know exactly the day, it was a fortnight and some days after she came to my house; she lodged at my house about a fortnight or three weeks; after she left him this rug was left in my place where she lodged; I don't know whether it was left by her or her husband; they took my room as ready furnished; she did not come in all the time he was there.

Court to Ring. Do you know whether this man that Oxley speaks of was her husband?—I believe they are not named, but when I let the lodging I did not know but they were man and wife, the man took the place of me.

SARAH THOMPSON *sworn.*

I work at the stay work for the fair; I pledged a sheet and a blanket for the prisoner at the bar while she was in distress, before she left Mr. Ring's house.

Q. Are the pawnbrokers here to whom you pledged it?—Yes, the pawnbrokers resigned it up to Mr. Ring; I pledged it in my own name; I live in the same house.

THOMAS WILLIAM *sworn.*

I am a pawnbroker; I took in this frying pan of the prisoner; the blanket

and sheet I took in of Mrs. Thompson, and I had took them in many times before; I took in the frying pan the 9th of March; I gave her a duplicate in the name of Elizabeth Rogers; I knew her very well; I remember her pawning them exceeding well; I have kept the things from that time to this.

Q. What are the things you produce?—A blanket, sheet, and frying pan.

SAMUEL STEWARD *sworn.*

I am a pawnbroker's servant; I took in a flat iron of Mary Rogers on the 15th of November; I have kept it ever since. (The goods produced and deposited to.)

Prisoner. I was very ill at the time, and the prosecutor he came and he asked me for some money; I was very ill and I did not know what to do for some money; I had no money, and this good woman attended me some time; I had no things of my own, and I asked this good woman to take these things to make up the money to pay my rent; I did it, and indeed in distress, because I would not be turned out while I was ill.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. RECORDER.

446. JOHN PATERSON and EDWARD WHITE were indicted for feloniously making an assault, on the King's highway on John Gordon, on the 16th of April, and putting him in fear, and feloniously taking from his person and against his will, a linen handkerchief, value 1s. and 3s. in monies numbered; the goods and monies of the said John Gordon.

E e

JOHN

JOHN GORDON *sworn.*

I am a master taylor; I live at No. 64, Compton-street, Soho. I was robbed on Tuesday the 16th of April. Before I begin with my evidence, I would wish just to observe, that with regard to the prisoner White, I never sought the prosecution against him, he was brought before the magistrate, and from the circumstances which I related to him, it was the only way that he was committed; I am a very innocent prosecutor against White; I had no thought against him, only what I related before justice Addington. On Tuesday the 16th of April I was met at the end of Lukener's-lane in Drury-lane, (I have a shop in Drury-lane,) I had a woman with me, she had hold of my right arm; when we came to the end of Lukener's-lane I saw six or seven men and women stand at the corner; in order not to pass through them, I let go this woman's arm for to cross the way, because I would not go past them; the moment I let go of her arm the men that were in the corner momentarily stepped on the highway, and there was more room then for me to go on the pavement, and I then went straight on, and they surrounded me immediately; the woman she avoided the men and I went to go straight through. When I was thus surrounded the prisoner at the bar, John Patterson, was on my right side, then he caught fast hold of me on my right side, the moment the others fastened on me on my left side, they are not here, there was several of them; the prisoner caught hold of me by my coat, it is a great coat; there is a post the corner of the street; the others on my left side jammed me up against the post, the post was right at my back, and they were on each side of me; there were some women who were in the front of me, but they never molested me; this Paterfon at the bar, he put his hand into my great coat pocket, I had two handkerchiefs in that

pocket which he drew out; I caught hold of his arm with the handkerchiefs in his hand at the same time; the others on my left side was searching this here pocket, and another put his hand into my waistcoat pocket; I called for the watch as soon as ever I was attacked, and at the very moment of time I saw a lanthorn spring from the side of the houses, at the corner of the street; when I saw the lanthorn spring I observed it and I saw it was going the wrong way; I immediately caught hold of Paterfon when he had the handkerchiefs, and held him in my arms; he struggled to get away from me, I seeing the lanthorn I still held him, as he was struggling, it was right under a lamp, I had a full view of his face; in his struggling to get away from me he pulled me two or three yards into Lukener's-lane; when I was there I perceived the lanthorn to stand, but it never came up to me at all, it stood at some very short distance, and as I held him a blow came on my head, which seemed to be from a bludgeon, that blow was still repeated, I did not fall at the first, second, or third blow, I received a great many blows before I fell to the ground, the blows cut my head right into wounds, I received a great many blows, some under my ear, whereby my hearing is so much hurt that I cannot hear no more than if I put my finger into my ears, my hearing was never bad before; when I was on the ground I was bleeding very much, and as I laid I remember a person, I believe it was the person of the public house, came out first and the watchman came up to me, and several other people, and I was taken into the public house and I had blood pouring from me in two strong streams, my eyes and every part of me was covered with blood; my head was washed with some brandy there, and I believe a table cloth, or something of that kind put on my head to stop the blood; then the watchman White came into

into the room where I was, and I then naturally looked at him, and supposed him to be the watchman that I had seen before with the lanthorn, and I said, if you had done your duty, I should not have been cut in this way.

Q. Was the other prisoner in the public house at that time?—No, he escaped, I said so to White, meaning that I thought he should have given me some assistance. They asked me in the public house whether I knew any of them that had robbed me? I told them I did, as near as I can recollect, I said, I know some of them or one of them; I was rather afraid in the house; I was then taken to a surgeon in Queen-street; the surgeon did not open the door, but he said this, I must be taken to an hospital; as I was coming back again down Drury-lane to go home I was so ill I could not stand; I remember falling down in Drury-lane.

Q. Who attended you to the surgeon?—I cannot be certain; I had two with me at least, if not more. I believe I lay on the ground for a quarter of an hour; I fainted there, whether these people stopped with me or not that took me to the surgeon, I cannot positively tell; I recollect as I lay there, begging of somebody to go and get a coach, and I recollect somebody returning and saying they could not get a coach, but whether it was the same people as went with me to the surgeon's, or somebody going by I cannot say, but I remember that some that stood by helped me up and led me home.

Q. What time of night was it you got home?—It must be between twelve and one I think; when I was taken home I remember being brought into the parlour, and I remember somebody saying they found me in Drury-lane; a coach was sent for and I was immediately taken to the Middlesex Hospital; when I came to the Middlesex Hospital I remember the surgeon opening of my head, and examin-

ing the wounds; he said he could not tell whether my skull was fractured or not; I was in the hospital four days; I enquired at home who brought me home, and I was informed that there was no watchman had seen me home; on the next day somebody called at my house and asked how I did.

Q. I wish to know what was the name of the woman that was with you?—She is here; she will tell herself.

Q. Who was this woman that was with you?—I have known her a great many years; she did keep the house where I now live; she works at the upholstery line.

Q. From the best recollection you have, what length of time might the prisoner be in your presence?—In that situation a minute is a good while.

Q. Now considering all the wounds you received, and the state in which you received them, have you a perfect recollection that the prisoner Paterfon was the man?—Certainly, because I saw him before ever I received any wound at all, I had seen him once in the street before, which I told him when I held him; the lamp shone right in his face as he struggled to get away, and I said I know you.

Q. How soon did you see him after this happened?—I believe a fortnight after.

Q. Where did you see him?—In New Prison, Clerkenwell. One of the men belonging to Marlborough-street office had got an order from the magistrate for me to see the prisoner, one or two before that had been shewn to me to see if I knew them; there was one brought up to Bow-street, and another at Marlborough-street for me to see.

Q. Was there any other persons in the room at Clerkenwell when you saw him?—I saw him through a chequer gate, and there was twenty or thirty in the yard, or
more

more for what I know ; I pointed to the man though he was in a very different dress ; I saw him through the grate at the door, before he came through the gate, I said to the officer, that is the man.

Q. Are you sure that he is the man ?— I am confident of it.

Q. Had he any hat on ?—He had on a round hat.

Q. Did you see his face ?— I did perfectly.

Q. Do you remember any part of his dress ?— His dress appeared to me a lightish coat ; the description I gave before ever he was taken at all at Bow-street was in this way, a youngish man, a very remarkable nose, sandy hair and pock marked.

Mr. Schoen. The first you saw of White was that he was one of the watchmen assisting you in the public house, and you thought he was the watchman whom you had seen before with the lantern in the street, and on that the magistrate thought proper to commit him for the felony ?—I never thought or intended any prosecution against White and I never said any thing more against White then I have now ; I told the magistrate that I could not take on me to say that it was White

that was in the street with the lantern I was in such a bloody condition.

Jury. You say you had known this man Paterson some time before ?— I had seen him in Drury-lane.

Q. Had you ever had any thing to do with him before ?—Never in my life.

Q. Could you by that light, and in that situation know he was pock marked, and that he had sandy hair ?— This was before I was struck.

Court. You had observed you say, that this man was pock marked, and that he had sandy hair, was it from the light you had at that time that you distinguished he had pock marks and sandy hair ?— I am sure it was, for I held him in my two arms.

Q. Was it by only previous knowledge of him that you knew he had sandy hair and was pock marked, or was it from the light then ?—It was from the light then. I mentioned I believe that it was the people on my left hand that took the three shillings out of my pocket.

Q. How happens it that you only put one handkerchief in the indictment, and you say he took two ?— I took one out of his hand ; and I did not charge him with that, because I got it again.

The remainder of this Trial in the next part, which will be published in a few days.

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 29th of *May*, 1793, and the following Days :

Being the FIFTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

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THE WHOLE
PROCEEDINGS
ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

*The Continuation of the Trial of JOHN PATERSON and
WILLIAM WHITE.*

MARY HARTY *sworn*

I was with the prosecutor the day he describes; he has a house in Compton-street and a shop in Drury-lane, I called on him in Drury-lane, I am not certain whether it was nine or ten in the evening. Mr. Gordon was going to see me home into St. James's; I live there now; coming down Drury-lane the corner of Lukener's-lane there were several people, they seemed to be very riotous; Mr. Gordon dropped his arm, I had hold of his arm, and I immediately went across the way, I thought that Mr. Gordon was following me, but hearing his voice call out watch almost immediately I turned back, but could not see him; on missing him I turned back again and hearing him still call out watch, with that his voice appeared over the way, I looked up Lukener's-lane and could see the light of the publican's candle, who stood at the door, the watch stood on the other side with his lanthorn in his hand, and Mr Gordon

flood before the door of the house bleeding, I immediately crossed and begged of the people to let him come in, and I went in with him, and had some brandy to bathe his head; I was very much frightened and was afraid he would bleed to death, a gentleman who was there scraped some hat and put it to his wounds to stop the blood, he still bled violently; I asked if a doctor could not be sent for? they said there was a surgeon in Queen-street and he had better be taken there; we tied up his head and two men held him up, and Mr. Gordon and the watchmen, then walked out to the door.

Q. Do you know whether these men are here?—No, they were total strangers to me; they came in I believe by the alarm; Mr. Gordon asked me if I had a shilling to pay for the brandy? I gave the shilling to the publican, and he rather disputed that it was not good, he took me into the bar to try whether it was good, in this time Mr. Gordon was taken

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away to the surgeon, and I lost him for that night; I went away and enquired of a watchman where I could find them; he told me they were gone to a surgeon Cooper's in Queen-street; I went up and down Queen-street and could not find him; I then went and enquired of a watchman where surgeon Cooper lived; he said he could not tell me; I then went home and saw him no more till I saw him in Middlesex Hospital on the Friday following, as this happened on the Tuesday.

Q. Did the prosecutor at any time after that happened give any account of the man that did it?—He always described him as he has done now.

Jury. Pray where does Mr. Gordon live?—He keeps a house in Compton-street, but he keeps a shop in Drury-lane within a few doors of the spot where this happened, it is almost opposite Brown-street.

Q. I think you said you called on him in Drury-lane, I called on him first at his house in Compton-street and he was not at home.

Court. When did you say you called upon him?—On Tuesday the 19th of April, at night between nine and ten.

Q. Do you mean to be accurate as to the time?—I am not positive.

Q. What is the time that you think this business happened?—I think it was past eleven, but I am not very clear to the time.

Q. How long might you stay at his house?—I might stay an hour.

CHRISTOPHER SANDERS *sworn*.

I heard of this robbery being done a short time afterwards; I heard it was done on Mr. White's the watchman's beat, in consequence of which I went to him and I found him in bed, after they have been on duty they commonly sleep in the day, I believe this was about ten or eleven o'clock, this was a day or two after the robbery was done, I asked him if such a circumstance had not taken place? he said it had, I asked him to go

along with me after some of the people to see if we could apprehend some of them; he signified that then he was rather tired, but he would meet me at five o'clock in the evening; I met him at that time, and he seemed to go very readily with me in search of some of these men, and I make no doubt but if I had met with any of them he would have assisted me to have taken them. In consequence of the information of this robbery from Mr. Gordon, I shewed him a man at Marlborough-street office, a man we know by the name of Old Hyke, I asked him if he could swear to him? he said he could not, but he could swear to one was he to see him; he gave me an exact description of the prisoner at the bar; the moment he gave me the description I said it was Paterfon, and I obtained an order from the magistrate to take the prosecutor to see Paterfon in Clerkenwell New Prison; I went with the prosecutor to the prison, Paterfon was called forwards and the prosecutor looked through the grating of the bars, and see him and knew him.

Q. Did he see the prisoner as he happened to be with the rest in the gaol, or was he brought forward by himself?—There was a good many in the gaol.

Q. Was he separated from the other prisoners?—He was after that.

Q. I ask you when he saw him first?—The keeper called him by his name, and he was walking forward.

Q. Is that your duty as an officer; you always have particular orders in such cases that the prisoners should never be separated?—We had no such orders at that time; Paterfon was called to, I saw him come forward from the rest, and the prosecutor see him come out from the rest on the call; I would wish you to understand that before he came from the rest the prosecutor said that is the man, and then desired them to let him out that he might take a full look at him; he said this before he was called.

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Q. Are

Q. Are you sure that the gentleman before the prisoner was called pointed out to him as the man?—Not before they holloosed the name of Paterfon, then they were all together, Paterfon was advancing.

Jury. What was done as soon as he came to the grate?—The name of Paterfon was called by one of the keepers, and the prosecutor was looking through the grating of the gate at the prisoners the same time, he kept looking through the gate and he saw Paterfon among the rest, and he signalized him out and said, that was the man, and when he said that was the man, I asked the keeper to let him through that he might have a perfect look at him; he said he need not look any longer at him for he was sure he was the man; the prosecutor pointed him out before he came from the others.

Court to Gordon. Was your handkerchief ever recovered?—No, I never saw it more.

Prisoner Paterfon. I wish to know first how that man can swear to me that hour of the night?—I held him sufficiently long enough under the lamp, I held him a minute.

Prisoner. My hair does not answer the description he gives; it is a dark auborn hair; I would be glad to know whether he was perfectly sober?—Perfectly sober and never otherwise.

Prisoner. Sanders called me up to the gate, and that gentleman came and looked at me directly.

Sanders. I am sure he pointed him out first, and then I desired him to come between the gates that he might look at him more fully.

Prisoner. I wish you to examine the Prosecutor's character to know what house he keeps.

Court to Prosecutor. What sort of a house is it you keep?—It is a large house of forty pounds a year, it is let ready furnished, it is let to women of the town.

Q. Are you a single man?—I am not

a married man; I have a person that has lived with me this many years; I have carried on the business of a taylor a number of years, I have a shop in Drury-lane where my men work as well as my house in Compton-street.

Q. Did you hear Paterfon's name called at the gaol?—I did not.

Q. When you first saw him, was he advancing from the rest, or along with the rest?—He was along with them; I looked through the grating, and there was a great number of prisoners, and I said there he is.

John Paterfon, **GUILTY. Death.**
(Aged 19.)

Edward White, Not **GUILTY.**

Tried by the Second Middlesex Jury before
Mr. RECORDER.

447. **ELIZABETH HILL** was indicted for stealing, on the 10th of May, a man's cloth coat, value 7s. a pair of leather breeches, value 6s. two linen waistcoats, value 4s. five pair of worsted stockings, value 3s. a linen gown, value 8s. a cloth apron, value 2s. a cloth bag, value 1s. the goods of James Curford.

JAMES CURFORD sworn.

I am a bricklayer's labourer. All the things in the indictment belonged to me, I lodge in Ball-court, Shoreditch; they were taken from a three pair of stairs room; I missed them on Friday the 10th of May; nobody saw her take them; they all hung up on a line in my room; I saw them there on Friday morning about half after six o'clock; my wife locked the door with the padlock, the hasp of the door was broke, my wife first discovered that; I have seen the things since, I cannot properly say how soon, I believe three or four days after, my wife went to the pawnbroker's, and see them;

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I saw them when they were brought to the office in Worship-street; I know them as far as this, I cannot properly take my oath on them, because there is no mark on them, but I believe them to be my property.

FRANCES CURFORD *sworn.*

I am the wife of James Curford. On Friday morning the 10th of May, when I went out it was about half after six o'clock, my husband went down stairs, and I went down stairs after him, and locked the door with the padlock; we both came home together, we went out to work; we came home between seven and eight in the evening; we found the door broke open, and this piece of the asp of the door was laying on the ground; we missed all the articles in the indictment; I never saw them again till I was at the pawnbroker's the Saturday, I think the next day.

Q. Do you know them?—Yes.

Mr. Rains. You went out at half past six in the morning, and you did not return back till seven or eight in the evening?—That is so.

— **JONES** *sworn.*

I am a pawnbroker in Fashion-street, Spitalfields.

Q. Do you know the prosecutor?—I do not.

Q. How far do you live from Ball-court, Shoreditch?—About a quarter of a mile from my house. I produce a gown, a cloth apron, a man's cloth coat, a waistcoat, breeches, and a pair of silk and worsted stockings, they were brought in two different pledges; they came in very nearly together; the gown and apron were pledged in the name of Elizabeth Hill, Brick-lane, and the other clothes and stockings in the name of Elizabeth Davis, Winfield-street; I cannot fix it on the person of the prisoner.

Q. Can you say it was the same person that pawned both or different persons?—

G. G.

I cannot; there is a little parlour adjoining to the shop, and I was in that parlour, and made out the ticket without seeing her; my boy saw her, but I have discharged him; he has been guilty of robbing my house, and as such I got rid of him.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

448. **JOHN MOLKAHY** was indicted for feloniously making an assault, on the King's highway, on Jeremiah Hurd, on the 12th of May, and putting him in fear, and feloniously taking from his person, and against his will, a silver watch, value 2l. the goods of the said Jeremiah Hurd.

(The witnesses examined separate.)

JEREMIAH HURD *sworn.*

I am out of place at present; I lived servant with a wine and brandy merchant last; I was out of place when I was robbed, which was on Sunday evening the 12th of May, in Oxford-street, the corner of Davis-street; Robert Colebert and me were walking down Oxford road, he was a young man out of place at the time, he lived last at the Florence Bottle; about eleven o'clock in the evening we were walking down Oxford-road, below the Pantheon; we came out of Swallow-street; we came from the Ship in Swallow-street, and were going to the Thirteen Cantons very near the bottom of Oxford-road, the right hand side of the way, to get our suppers; the prisoner at the bar overtook us a little below the Pantheon, he came behind us, he began quarrelling with us there, he ran against Robert Colebert first, he began to king with him, and caught hold of him.

Q. What?

Q. What sort of language did he hold?
 —I don't know what he said to him, because he spoke to him first; he laid hold of him; after that he wanted us to go into a house, which was a few doors below, to have something to drink to make it up; then we went in and had three glasses of liquor, and Robert Colebert offered to pay for it, but the prisoner at the bar would not let him, he said he would pay for it himself; he did pay for it; after that we went to the bottom of Oxford-road, he went with us from there to a house, and had six pennyworth of gin and water; I paid for that, and Robert Colebert as soon as we came in wanted me to come away; he said, it was a bad house, and therefore he would not stay; he went out and left me, he said that in the presence of the prisoner, and the prisoner at the bar followed him out, and left me in the house by myself; the prisoner came back to me, and I asked him what he had done with the young man Robert Colebert? he told me that he was gone home to his lodgings, and would not come back any more; so with that I finished the remainder of the liquor and paid for it, and came out, and the prisoner came out with me, and followed me, and came along with me to Oxford-road till I got at the corner of Stratford-place, and the prisoner then got hold of me by the arm and pushed me across the road, just to the corner of Davis-street; after he got across I found he had got bold of my watch chain; after I found that, I turned round to resist him, and he gave me a blow on the side of my head, and knocked me down; he gave the blow with his clinched fist, not very violent to make any mark, but it knocked me down quite level on the ground, after that he snatched my watch and ran off across the road.

Q. Was you sober?—I was, and I was very sensible so as to know what passed; I felt my watch go. The con-

stable has the watch; I saw it on the 18th the Saturday following, I am sure it was my watch, Cole the constable has got it.

Mr. Knowl's. You was out of place at that time?—I was.

Q. How long had you been out of place?—About two or three months.

Q. Whom did you live with before?
 —Joseph Collis, a wine and brandy merchant.

Q. Being out of place, and Sunday being an idle day you and your companion had been drinking together?—We had been but not so as not to know what we were about.

Q. What time of the Sunday was it you first went into a public house?—I did not go into any public house in the day till I came to the ship in Swallow-street about ten o'clock.

Q. Do you mean to say you had not been in any house before to drink?—We might have liquor in the garden.

Q. How much might you have in the garden?—We had some in one place and some in another.

Q. How came you to evade the answer. These gardens belong to public houses, do not they?—They do.

Q. Now what time in the morning did you go to these gardens?—It was between eleven and twelve when I set out from my lodgings, and I got to the gardens about an hour after.

Q. How long did you stay in the gardens—Somewhere about an hour.

Q. You drank in the gardens I suppose?—We did.

Q. That was before dinner, and on an empty stomach, and a little liquor will then do a good deal of execution. Now where else did you get drink next?—We did not drink any thing till we came back to dinner.

Q. Where did you dine?—At a cook's shop; after that we drank together again for about an hour.

Q. Where

Q. Where did you go next? here is a great part of the Sunday to pass; you did not go to Church, I suppose?—Certainly not.

Q. No, the parson does not dispense good liquor, he only gives good advice. Where did you go next?—We walked to Kentish Town, we went to a house that belonged to my master, a house that he keeps there, a private house, my master is not there, the house is empty; we went to look into the gardens; we went after that into a garden ~~the~~ the way.

Q. Did you go into the house?—We did not.

Q. Why the garden did not produce any liquor whatever?—But the liquor can be brought in though.

Q. Then I take it for granted it was brought in; how much did you take there?—About two pints or three pints of cider.

Q. Cider alone?—Yes.

Q. Nothing else with the cider, because the cider is apt to disagree with the bowels?—Nothing else.

Q. Where did you go next?—We came home again.

Q. Where did you go after that?—We came to Swallow-street again, we went to a house there and drank tea, and sat there the evening till about ten o'clock, when we went into the Ship; and came out again at half after ten.

Q. After you had parted with your friend Colebert and came out of the last public house, was you in your way home?—I was.

Q. Where is your home?—No. 161, Oxford-street, directly opposite Davis-street; I was going from home when this man came up to us.

Q. Had not you been at supper at the Ship?—We had been drinking at the Ship, but not getting our supper.

Q. You then had been drinking again at the Ship, and after that was going to get your supper at eleven o'clock at

night?—I suppose when we went out of the Ship it was half after ten; when we are out of place we sup when we like; it was in my way to supper when this man came up to us; he was a perfect stranger.

Q. He was pretty drinky, was not he?—Not that I know of.

Q. On your oath did not he stagger against you or your friend Colebert?—He assaulted Robert Colebert first.

Q. If you had not looked on him as a drunken man would not you have fought with him on that occasion?—Robert Colebert spoke to him, and then he asked us to go and have three glasses of liquor to make it up.

Q. Did not you look on him as a drunken man when he first came up?—I did not.

Q. And then you went with him and added to all that load of liquor which you had taken before in the course of the day?—We did.

Q. And then that did not content you, you went after that to another house to drink, you had not enough at the first house you must go to the second; will you say that after all this you was not drunk?—I was very sensible; I cannot say I was perfectly sober.

Q. Was not you very drunk?—I was not.

Q. You went at last to the Flying Horie, St. Giles's?—That was the house the prisoner took us to.

Q. What did you drink there?—We drank six pennyworth of gin and water.

Q. And then it was your friend being a little more sober than you was, thought you had better quit the place?—He thought it was a bad place.

Q. Then this man whom you had quarrelled with, you chose to prefer his company to your friend's?—I did not know my friend was gone till this prisoner came back and gave me notice that he would not come back.

Q. When

Q. When did you first begin to think the prisoner was drunk?—I did not think the prisoner was drunk at all.

Q. Not in the whole course of the time?—I did not.

Q. Now you have told us all the truth on this occasion; was not you in company with bad women?—I was not.

Q. Nor you was not in the whole course of your walking with him, in company with any bad women?—There was a bad woman came into the house while I was there; but there was no woman with me all the way I was coming home not coming up or going down only the woman that came into the house while I was there.

Q. When you was at the corner of Stratford-place there was a watch box close by you?—Yes, I believe there was.

Q. The prisoner began pulling you there?—He began pushing me across the road.

Q. You began then to suspect him; why did not you call out to the watchman who was in the box?—I did call out, and the watchman was standing at the corner of the market, and told me the prisoner ran down James's-street.

Q. Then though you called watch, the watch did not come up?—There was no watchman came up.

Q. Then at what time did the watchman tell you that the man was gone down James's-street?—This was after I got up.

Q. As you was quite sober you got up the moment you was pushed down. What was that watchman's name?—I don't know; I asked them why they did not come, they told me they did not hear me call, not one.

Q. Did they come up at all?—They were coming from the door when I was coming to them.

Q. On what beat was this watchman that you spoke to?—I don't know.

Q. On your oath have you ever applied to any watchman to come forward on this occasion? did you ask these watchmen to pursue or spring their rattles?—I did not.

Q. You did not desire them to make any alarm or make any pursuit, and in fact they did not?—They did not.

Q. How far were they from you when he pushed you down?—I was pushed down the corner of Davis-street, and the watchmen were all standing in the middle of Oxford market.

Q. You saw him the moment when you got up; which way did the prisoner run?—Across the road down James's-street; so they told me.

Q. Did not you see him run?—I did not, when I got up he was out of sight.

Q. Did not you say just now, that you got up immediately almost as you was pushed down?—I got up as soon as I could; he knocked me down, and I could not get up directly.

Q. Pray where did the blow hit you?—On the side of the head.

Q. Did it knock your hat off?—It did not; when I fell against the wall my hat fell off, my hat was off when I was down.

Q. Are you sure of that?—I am.

Q. This was a violent blow?—I don't know, it was very violent.

Q. Could you produce any kind of mark to the watchmen on this head of your's?—No, it was a blow on the temple, on the side of the head.

Q. No bruise, no bump at all?—No.

Q. Pray how was the other side that fell against the wall? perhaps a wall will not bruise a head like your's?—It was not hurt.

Q. This head of your's, I wish you would go with the Duke of York's army, for according to your account of it, a cannon ball would not hurt it. Nor you never found any bruise nor bump; he seems to be a very good stout man which

which could hit a hard blow?—He knocked me down.

Q. And yet you was quite sober?—I don't say I was quite sober.

Q. Do you know how far you was gone towards drunkenness?—I knew very well what I was about.

Q. Do you know that you had your watch about you?—Yes.

Q. How do you know it?—I felt him pulling the chain before he knocked me down.

Q. How long before he knocked you down?—Directly.

Q. Which way did you call watch? did you call up the street?—I was out of Oxford-road then, it was in Davis-street.

Q. You came down the Stratford side of the way, and you said just now that the moment he began to push you you suspected him, and called out?—I did not suspect him till he got hold of the chain of my watch; I called out as soon as I felt he got hold of the watch.

Q. Then you did not call out, till he had hawled you from Stratford-place side of the way, into this place by the timber yard?—I did.

Q. Did you call out while you was in Oxford-road or not?—I believe I was off the road getting on the stones.

Q. The moment he began to push you you suspected him?—I did the moment he got hold of the chain of my watch.

Q. Why did not you call out before you got to Davis-street?—I did, I called out as soon as he got hold of the chain of the watch; he shoved me across instantly.

Q. Then you did not call out all the time he was pushing you across Oxford-road?—I did not till he got hold of the chain of my watch.

Q. Then direct opposite to Stratford-place is South Moulton-street, Davis-street goes a slant?—It does.

Q. And yet you suffered him to be pushing you all that way, and never

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called out; you say you got up directly; was you stunned by the blow?—I cannot say I was much stunned by it.

Q. Was you, or was you not?—I was not stunned by it.

Q. Then there was nothing to prevent you from getting up, and yet you could not see which way the prisoner went?—I saw a man running down the corner of James's-street, whom I suspected to be the prisoner, when I went to the watchmen I asked them, and they said a man ran down James's street; I asked them if they did not see a man? and I asked them why they did not come when I first called? and they said they did not hear.

Q. And they made no pursuit after him, nor did you; and you have not called any one of these watchmen to be a witness here to day. Have you had any conversation with Co'e about this business?—I have not.

Q. You charge him with a highway robbery, and you are out of place; how long have you been out of place?—Between two and three months.

Q. So this force; this knocking down, and this violence, makes it altogether an highway robbery?—It is an highway robbery.

Q. Then you get, how much by it?—I don't know.

Q. Have you ever heard that there is a forty pounds reward on the conviction of any one for an highway robbery?—I have heard it since the prisoner was taken; I never heard it in my life before.

Q. When did you hear it since, and who told you?—I heard it in this Court by the counsel of a person that was tried.

Q. Was he the first that you heard it from?—My master was the first that informed me of it.

Q. When, how long ago?—I cannot say what day.

Q. Is it a month ago?—Not a month ago.

Q. Was

Q. Was it before you preferred your indictment?—I cannot say exactly when I was before the grand jury, but I heard of it before I was before them.

Q. In the drunken state in which you was you would have trusted your friend Colebert with your watch I have no doubt?—He had a watch of his own.

Q. If you had been going any where for any particular purpose, you would have had no objection to have trusted your friend Colebert to have kept your watch for you?—I was quite sober enough to keep it myself.

Q. Where was the prisoner taken up?—At the Cross Key, Mary-le-bone Lane, at his pay table; I went to the house where we were drinking, and asked a person if they knew the prisoner, and where he worked, and I found his master, and I went to him, and his master told me he was at work on a job for him in the country, and he came back to his pay table on Saturday night, and there he was taken.

Q. Upon your oath, man, when he was taken and asked about the watch, did not he tell you if you would describe the watch you should have it?—He did not; I had been there a quarter of an hour before he came in there.

Q. This man is not out of place?—His master told me he was gone down to work at Woodford.

ROBERT COLEBERT *sworn.*

I am one of the witnesses, I was porter at the last place I lived at, it was at the Florence Bottle; Jeremiah Hurd and I were walking along Oxford-street, and this man came up and begun quarrelling with us, to make up the quarrel he treated us with three glasses of gin, I offered to pay for it, but he would not let me; he paid for it himself and we went from there to the Flying Horse the bottom of Oxford-street, that was the second public

house; we went there after we had the gin; as soon as I came in, I see there was bad company there; I left the house immediately, and I asked Jeremiah Hurd whether he would come away with me, or not? he said he would stay and pay for that liquor he had called for, and then he would come; I left Jeremiah in the house and the prisoner followed me out, and up Oxford-road, when we came a little way up, he asked me to go back, but I would not go back, he said if I would go back he did not want me to stay only to help drink what they called for; then he came round me and I lost my pocket handkerchief at the same time, but I cannot say whether he took it, he wanted to force me to go back, I told him if he did not leave me alone, I would charge the watch with him; I went home to my lodgings, but did not go in, I went to the next door the Green Man and Still.

Mr. Knowlys. You was much more prudent than your friend on this occasion; the moment you got into this house, and the liquor was ordered you saw it was a bad house, and you went out immediately. How many women might there be in this house?—I saw but one woman, and she made bold to sit by Jeremiah Hurd's side.

Q. Which he did not seem to dislike, but you did?—He was not pleased; she set herself down by his side.

Q. If any body then has sworn that she was not near him, but in another part of the room it is not true?—She sat down in the same box; she might be two or three feet off for what I know, but it was in the same box.

Q. So this man wanted to force you to come back to this house?—He did.

Q. He behaved so rude you threatened to charge the watchman with him to get rid of him?—I did.

Q. But you would not touch a drop of liquor there when you saw it was a bad house; you and your friend had not drank

drank at all that day?—Yes, we drank some.

Q. You went into the country that day; what house did you go into?—We drank in the country that day to be sure, but I don't recollect where, and I am sure we were not the worse for liquor.

Q. Was it in the afternoon you set out for the country?—No, the morning.

Q. How much might you drink before dinner?—We might drink a little before dinner, but not much.

Q. How many places did you stop at?—We might stop at two or three places, but it is so long ago I cannot recollect.

Q. Your companion told you the next day that he had been robbed? did not that bring to your recollection all that you had done the day before? do you know what part of the country you went to?—I cannot justly recollect at present.

Q. I suppose the liquor has worked away the remembrance of it?—We had no liquor at all to hurt us.

Q. You never sat down at the Ship to drink an hour together?—We sat down there to drink about ten o'clock.

Q. Was not that before supper?—We had no supper at all; we were going to the Thirteen Cantons to supper when we met this man.

Q. Were you going straight home at eleven o'clock?—We were not, we were going from home to supper.

Q. Then you met this man?—This man came reeling against us; he came quarrelling with us first.

Q. At the first then he did not shove you at all?—He only gave abusive language, and we quarrelled with him.

Q. Your recollection is certainly as good as your friend's, you had drank as little as he?—Nigh one about as much as the other.

Q. What did you drink when you went to the first house?—After we met

with this man we drank a glass of gin a piece.

Q. That did not hurt you with an empty stomach; where did you dine that day?—I cannot recollect.

Q. I thought not, though you heard on Monday that your friend had been robbed on Sunday; you cannot recollect where you dined that day; where did you dine yesterday?—I dined at home yesterday; it is not so long ago.

Q. Perhaps you did not go into the country yesterday, you was so busy at your work yesterday?—No, I have not been at work this six weeks.

Q. How have you supported yourself this six weeks?—By what I got before.

Q. If you should get twenty pounds it would be unacceptable?—Surely not; I know what you mean.

Q. You know there is a forty pounds reward for a highway robbery?—I have heard it, but not till after I had sworn to the watch.

Q. How came you to think I was driving at the forty pounds reward?—Because I knew you was.

— COLE sworn.

I am a parish officer of St. Giles's, Mr. Hurd came to me as I was at Marlborough-street one day, Tuesday I believe, and said he had been robbed; I asked him if he knew who it was that robbed him? he said he had been to enquire for such a man, and he heard where he worked, and he had been informed where he was to be on Saturday night at pay table; accordingly we went to the Cross Keys, Mary-le-bone-lane where the pay table is held, and we stayed there about a quarter of an hour, we went there the Saturday evening after the robbery; as we were there sitting in the little parlour the prosecutor looked through a window, and he told me here is the man, and I went out to him, says I, point the man out to me; says he, that is the man; I asked

asked the prisoner then to step into the parlour, for I wanted to speak to him; when he came in I searched his breeches pocket; I found nothing there, and then I put my hand to the fob and got hold of this here ribbon, and pulled this watch out, (produces the watch) it is a silver watch; as soon as I pulled the watch out Jeremiah Hurd and Mr. Colebert said I will take my oath that is my watch; the case is wore so perfectly thin that it is dented in, the inside likewise is square pillars, and it has had a new pendulum put to it; then Mr. Colebert said I can swear to the watch, for I sold it to him, and then Colebert asked, where is the chain that belongs to it? says he, damn your eyes I have had this watch this four years; he threatened to knock Colebert down if he could get to him; I got between them, and said, you must not strike him; I put the watch in my breeches pocket, and have had it in my custody ever since; I have shewn it to nobody at all.

Mr. Knowlys. You are parish constable?—I am.

Q. You never attend at Marlborough-street office?—I go there when I like.

Q. Are you one of the constables in constant waiting there?—I am not, I go there when I like; I am not confined to go there.

Q. Is it not your constant business to be there?—No, sir.

Q. Will you swear you was ever absent three days in a week?—I have.

Q. When?—I cannot tell.

Q. Are you or are you not in the character of a runner?—I don't know whether I am or not; I am not confined there.

Q. You are constantly attending there?—Sometimes I am not there from morning till night.

Q. I find you have introduced a great deal of conversation which we did

not hear from the others. Do you know there is a reward of forty pounds if this man is convicted?—But what of that, sir? I have no more thought about the forty pounds than I have about this here.

Q. You had a good deal of conversation before you got there?—The man came to me about seven o'clock in the evening on Saturday.

Q. Not before?—They came to me on Tuesday, and then Mr. Hurd told me he had been robbed; about seven o'clock on Saturday they came again, and we took him about eight o'clock; I don't suppose we could be in the house above a quarter of an hour.

Q. Then all that conversation which you have related of the prisoner, passed in the presence of the two witnesses;—It did.

Q. You are then not ignorant of this forty pounds?—I have spoke nothing but truth.

Q. If this man had described to you that he had been robbed, and a man was seen running you would have thought it your duty to pursue?—I had no occasion to pursue, because the man was present.

Q. I ask you whether you would not have done such a thing if this man had described to you he had been robbed, and a man was running?—I don't know whether I should or not; very likely I should; I know it is my duty to do so.

RICHARD LOVETT sworn.

I keep a chandler's shop below Tyburn Turnpike, between that and Bazewater. On the 18th of May the constable Cole charged me to assist him in apprehending the prisoner; I went with Cole into Mary-le-bone-lane, to a public house called the sign of the Cross Keys; the prosecutor pointed out a man to Cole, and said, that was the man that robbed him; Mr. Cole took him into the parlour, and

and took a watch from his pocket which the prosecutor said that is my watch; the prisoner said, I never saw you before in my life; that is my watch I can prove I had it this four years, I assisted Mr. Cole to take him to the watch-house; that is all I know of it; Mr. Cole had the watch.

Mr. Knowllys. Are you an officer?—I assisted Mr. Cole.

Q. He attends constantly at Marlborough-street?—I am not sure whether he does or does not.

Q. You know from him that he attends constantly at Marlborough-street to do the business there?—I dare say he does.

Q. Do you recollect this man's saying to the other, that he insisted, before he delivered the watch up that he should describe the watch, and tell the number?—I cannot charge my memory with it; I cannot say he did or did not.

Q. The man, the officer says, that he first of all searched his breeches pockets, and there he found nothing, but he found this watch in his fob?—He did.

Q. Therefore it was not concealed at all?—It was not.

Q. Though you attended to them at the time you cannot say that he did not make that demand, that the prosecutor should describe the watch, and tell the number before he gave it up.

Court to Hurd. Look at the watch.—It is my watch; I know it first by the outside case being battered, and it has a new swivel put in, and I know it by the make of it, being square pillars; I had it of Robert Colebert about three weeks or a month; I changed with him for the watch that he has now in his pocket, which was mine, a metal one, he has it now by him.

Mr. Knowllys. You could not describe it by its number when you was in this house?—I could not.

Court to Colebert. Is that the watch you sold to Hurd?—It is.

Q. Have you any watch of your own?—Yes.

Court to Hurd. Look at that; is that the watch you changed for his?—It is.

Prisoner. I have to say a couple of words. Please your worship, I want to ask the prosecutor whether at the time he picked up the woman, he did not ask me to keep the watch for him twice over.

Prosecutor. I was with no woman, only the woman that came into the house, and that woman I left in the house.

JOHN BAILEY *sworn.*

My father is a plaisterer; I manage my father's business in part; I know the man at the bar, he worked for my father when he was taken up.

Q. Do you know at what time he came to work on Monday preceeding the Saturday he was taken up?—I cannot say exactly, because he was at work in the country, at Woodford-bridge, at Mr. Naylor's.

Q. Do you know at what time he ought to have attended on that job, on the Monday prior to his being taken up on the Saturday?—At five o'clock in the morning; he was paid according to that time.

Q. What character has he borne?—A very hard working industrious man; a man trusted by us with the direction of the jobs in the country at different times.

Q. Have you any authority to say whether your father would again receive this man into his employ, was he discharged from this bar?—I would employ him to night.

The prisoner called two other witnesses who gave him a good character.

GUILTY. Death.

Recommended by the Jury on account of his good character.

Tried by the second Middlesex Jury before

Mr. RECORDER.

I i

449. SARAH

449. SARAH FELTON was indicted for stealing, on the 2d of May, a silk handkerchief, value 1s. a printed cotton gown apron, value 1s. 6d. two linen shifts, value 3s. a woollen blanket, value 1s. the goods of Ann Garland.

ANN GARLAND *sworn.*

I am a widow; I live in Dean's-yard, Sun Tavern-fields. The prisoner lodged with me; I gave her her lodgings for about two years; she used to go out washing and charing; it was the 1st of May, or the 2d; I lost a shift, a silk handkerchief, another shift, a cotton apron, and a blanket; the cotton apron was on the bed, and the shifts were in the drawer; all the things were in my apartments; I did not find them till I found the duplicates; she was taken up the 3d of May; she lay there that day, and took the blanket, and the last thing she was going to beat me, and I called out for help, and my daughter came, and sent for the runners.

Q. When did you charge her with the robbery?—The 3d of May. She drops the duplicates behind the bed when the runners came to take her; and I found them and a bit of cloth on the bed-side; the runners went to the pawnbrokers and brought them before the justice; I knew that she had taken them before I found the duplicates, but I did not know where she had taken them to; and I had charged her with taking them; but she said she had not, till I found the duplicates. The runners came the 3d of May.

ANN TOON *sworn.*

I am a pawnbroker in Old Gravel-lane. On the 2d of May I took in to pawn of the prisoner, one shift and one handkerchief; I am sure it was the prisoner, I knew her before; I lent a shilling on the shift and handkerchief; she pawned them in her own name.

SAMUEL STEWARD *sworn.*

I am a servant to a pawnbroker; my master's name is William Fendall, No. 69, Cable-street. I took in a cotton apron for sixpence the 1st of May, and a shift for sixpence the 2d of May, and a blanket for fourpence the 3d of May; I am sure it was the prisoner; I had seen her before. (The things deposed to by Mrs. Garland.)

Prisoner. I lodged with this good woman a matter of two years, and I always used to go out a charing, and get money; and I used to give her the money; she used to have the money and support herself with it; she used to want me to turn out and look for men; and when I would not she used to lick me and abuse me, and when I came to prison I had a black eye, and I have been in the sick ward almost ever since; she desired me to pawn the things.

Mrs. Garland. I never desired her to pawn any of the things; she pawned them for liquor.

Prisoner. She is just moved to that house where she is; and pays twenty-pence a week for it, she knocked me down, she wanted me to go with men, both with blacks and whites, and I am not guilty of the crime; I have no witness nor a friend in the World; I was born in a place called Southampton, I have friends there, but none in London.

Jury to Prosecutor. Had you any knowledge of her pawning of these things?—I had not.

Q. You said just now that she pawned them to get drunk?—I am certain she did, because she came in drunk and went out sober.

Q. Did you ever suffer her to pawn any thing at all?—Yes, she did, my own things.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

450. WILLIAM SANDERS was indicted for feloniously making an assault on Margerett Marshall, spinster, in a certain stable, on the 23d of April, putting her in fear and feloniously taking from her person, and against her will, half a guinea and seven shillings and six-pence in money; the monies of the said Margerett Marshall.

MARGERETT MARSHALL *sworn.*

I am a woman that gets my bread by selling things in the street, with a barrow, sell fish and fruit, and all sorts of goods that are in season. The prisoner is a hackney coachman; I have known him going on this five years; I have been intimate with him, he lives in Black Horse-yard, Rathbone-place; he is an horse keeper to Mr. Cowel that keeps the public house the corner of Charles-street, Soho-square; I went out to the best of remembrance on Tuesday morning the 22d of April, between ten and eleven; I was selling nothing that day, I went to look for a room as my own habitation was partly all burnt down by a fire that happened in the neighbourhood; I called at an acquaintances house, a woman acquaintance, and happened to stop about two hours, I had a bit of bread and cheese, and she and I had part of a pot of beer between us, and then I could not see an habitation where I was in St. Ann's, I crossed over to Mary-le-bone, and it came on to be about five or six o'clock; coming along I saw a gown hang up, I asked the price of it; the woman wanted four shillings for the gown; I told her I would give her three shillings for it; after this here I got there about half after five, between five and six o'clock, it had not gone six, it was my nighest way home; I had called on the prisoner before for some money that he owed me; he borrowed six-pences and shillings often, when he was out of place, and I lent him money to save words and blows, being a lone woman; I bought this gown and

changed a guinea, and had the money in my hand, having but a very little way to go I had the money in my hand, and I saw the prisoner at the bar cleaning the harness at the door; there was another young man in the stable, but he has never been seen nor heard of since, I knew him by sight, he is a hackney coachman.

2 Do you know who he drove for? — No, I cannot say that I do; he was out of place, because he was helping this William Sanders to clean the stable. When I came nigh the place this William Sanders followed me and says here is my fine woman; with that he called to me and said, Mrs. Marshall I want to speak to you; on which I went up to him, and the first word he said to me was, fine woman, are you going to give me any gin? I told him I had no gin money, it was better for him to take and pay me what he owed me; he then called me a very bad name, a bloody whore, and up with his hand and knocked me down; when I was going to get up, he upped with his foot and kicked me in the mouth, and knocked three of my teeth out; my blood gushed out with a deal of blood, and I spit my teeth out on the ground; I immediately caught hold of him, and tore his shirt; I fixed on him and laid hold of him by the shirt, and tore his shirt; with that he laid hold of me by the hair of my head, and he dragged me into the stable, and he threw me under an horse, and he hit the horse to make it stand on me; I cried out for mercy, and he saw the horse startliss, and he took me by the right hand to pull me from underneath the horse, and immediately I dropped the money, and he took and dragged me towards the door, and kicked and beat me very much; he pulled me from there to throw me some where else about the stable; immediately as he saw the money drop he directly dragged me towards the door, and kicked me in a woful manner; I ran out of the stable as fast as I could.

Q I want to know how he and you came to know one another?—I know a good many coachmen by cohabiting with this man; I cohabited with him five years; I have left him ten months.

Q He did not know you had this money in your hand?—He did not know it before he laid hold of my hand, but he found my hand clinched.

Q What did you do after all this?—I ran away, and left my money behind, and left my shoes, handkerchief and cap, in the stable, and ran home immediately; I don't live a stone's throw off; I left the money there, I did not take a farthing; I ran home and put on an old pair of shoes, and returned back to the stable again to see if he would give me my money; he had turned my shoes, handkerchief and cap, out on the dunghill, and he was gone; I immediately went down to his mistress in the bloody condition I was in, and she turned me out of doors, and said I had no business there; I left the money in the stable on the litter where he made me drop it.

Q There was nobody present?—Nobody present but the young man, George Purchase, that was in the stable.

Q Who advised you to indict this man for felony?—I laid my case down before the justice; I went immediately to the justice's that same night, and the two gentlemen told me to come in the morning.

Q What coachman do you live with now?—I live along with nobody now.

Q Then he struck you with intent to rob you?—Yes.

Q But did not you tell me just now, that he did not know that you had any money about you?—This hackney coachman has got a woman to put me to Gaol for an assault, on account I should not prosecute him, and they came to the Gaol last Wednesday, and they said if I did prosecute him I should come worse off.

Mr. Hussy. You knew this man five or six years?—Yes.

Q And cohabited as man and wife. Do you know a Mrs. Lewis Powell?—I had not seen her that morning.

ROBERT BERISFORD *sworn.*

I know nothing more than apprehending the man.

EDWARD TREADWAY *sworn.*

I know no more of this business than merely apprehending the prisoner.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. COMMON SERJEANT.*

451. WILLIAM JUGGINS was indicted for stealing, on the 27th of April, a wooden Cask, value 8d. and two hundred and two pounds weight of salted butter, value 6l. the goods of John Todd.

JOHN TODD *sworn.*

I live in St. Paul's Church-yard; I am a cheesemonger. On 27th of April last, at eight o'clock, or a little past, I was serving my customers and I saw a man looking in at the window; I looked very earnestly at him, and I saw him move his foot; I went out to him, and he was kicking a cask of butter; I ran up to him, and asked him what he was taking? he said he saw some boys rolling of it, and he began rolling, and he was rolling of it by his arms when I took hold of him; he could not lift it, it was two hundred weight and odd; there was no one boy there, but himself; I stopped him with the butter, and took him and called the people into my own shop for assistance. (The cask produced.)

Mr. Peat. Was this butter your's that you have been speaking of?—It was.

Q You saw him at first rolling the cask; how do you mean? was you looking at the cask when he began to roll

roll it?—It was on the side when I saw him, and I left it on its end.

Q. How many minutes might have elapsed from the time you saw the cask at the door, to the time you saw it with the prisoner?—I cannot tell.

Q. How many do you think? state as accurate as you can.—I cannot justly say.

Q. Was it five?—Something more.

Q. Was it ten?—It might be ten.

Q. Is it not possible that twenty boys might have helped roll that cask while you was serving your customer? the cask in question did not stand by the counter, did it?—No, it stood at the door in the street.

Q. Then when you was serving your customer you could not see the cask?—Not without turning my head that way; I could not always have my eye on that.

Q. Therefore it might have been rolled by boys for what you know to the contrary?—There were no boys there.

Q. It was impossible that you could look at the firkin and the customers at the same time, therefore the boys might have been there for ought you know.

ROBERT THOMPSON *sworn.*

I am a neighbour to Mr. Todd; I was in the shop.

Q. Were any boys near?—No, none; the man had his hands on the cask when Mr. Todd came up to him.

Mr. Peat. Did the prisoner seem to be sober?—He did.

Q. Did you converse with him?—I did; he said he was very well known in that neighbourhood.

FITZGERALD *sworn.*

I was there, and I saw a croud; Mr. Todd called out will any body go

and get me a constable? I said I am one, and I took the prisoner into custody.

Mr. Peat. Was he sober?—I did not observe he was in liquor.

Mr. Peat to Todd. Was he sober?—As far as I can say he was sober.

The prisoner called one witness to his character.

GUILTY. (Aged 21.)

Transported for seven years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

452. ANN EDWARDS was indicted for stealing, on the 18th of April, a silver pepper box, value, 10s. the goods of Robert Nutter.

ROBERT NUTTER *sworn.*

I know nothing of the transaction; the property was taken out of my house by whom I cannot tell you.

MARTHA NUTTER *sworn.*

I am the wife of Mr. Robert Nutter; he is a reed maker, in Gunstreet, Spitalfields, in the old Artillery Ground; I have lost a pepper box, it was taken out of the kitchen; it is out of my knowledge to say by whom; I do not charge the prisoner, I never saw her in my life; my husband found it in a pawnbroker's shop.

Court to Robert Nutter. How long had you lost it before it was found?—Eight days; we saw it the 17th and missed it on the 18th; but by whom taken I cannot tell, for I never saw the prisoner in my life to my knowledge.

ROBERT SEER *sworn.*

I have a pepper box; I received it on the 18th of April, I believe to be the best

best of my knowledge it was from the prisoner at the bar; I would not take on me to swear positively.

NOT GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

453. JOHN CHALMERS was indicted for stealing, on the 28th of April, two woollen blankets, value 6s. a tin pan, value 4d. a tin tea kettle, value 1s. a feather bolster, value 1s. a feather pillow, value 1s. a looking glass in a mahogany frame, value 1s. a linen sheet, value 3s. a bed curtain made of linen and cotton, value 3s. the goods of John Knott, in a lodging room.

JOHN KNOTT *sworn.*

I lived in Golden-lane at the time as a pawnbroker; I had the prisoner taken into custody, I keep the house; a woman came to me in the name of Chalmers: I asked her if she had any family? she said she had none but her husband and herself; I said she might have the room if the character answered; I sent my wife after the character, and it answered very well; they gave him a very good character; the man always brought me the rent for five or six weeks duly and truly; I did not miss the goods till the 26th of April; I cannot directly tell the day they came first; the last week they were there I had heard that some of the things were out of the room, and I was told I had better come and look for my things in the room, or perhaps they would be gone; that was the 28th of April; I do not know as well as my wife what was in the room, I believe it is all specified in the indictment; I let it for three shillings a week to the woman, and this man came to the room and paid me the rent; I never saw the man till he brought me the rent.

Susannah Knott. There were two curtains belonging to a half tester bed, two blankets, a tin pan, a looking glass, a linen sheet, &c. these things were all in the room when I let the room to the woman, and when I went in on the 18th I found them missing.

GEORGE BAKER *sworn.*

I am a pawnbroker to Mr. John Crouch, Fore-street; I produce a blanket and curtains pledged by Martha Rowbottom.

Q. Was any body with her?—No.

WILLIAM HEPPIGSTALL *sworn.*

I am a pawnbroker, a journeyman to Mr. William Parker in Grub-street; I have a feather bolster, two pillows, a tin tea kettle and a frying pan, pledged by Martha Rowbottom; the tea kettle was pledged the 25th of February.

Q. Do you know who Martha Rowbottom is?—Yes, by coming to the shop.

Q. Was any body with her?—No.

JOHN KING *sworn.*

I am a constable. On the 18th of April Mr. Knott fetched me to go to his house that he let out in ready furnished lodgings; I went and I found this man, and found several duplicates on them which answered to the things mentioned in the indictment, all in the name of Rowbottom except one, that was in his name, but that pawnbroker is not here, he was not bound over; I have got the duplicates that were found in his possession.

Prosecutor. My lord, I am afraid to swear to the things positively, there are so many things alike, as there are no mark on them, and they have been out of my hands.

Prisoner. I never pawned any thing in my life, nor did I know any thing were going; I always paid my rent on Saturday night,

might, and never left my room till I was taken out of bed on Sunday morning.

Not GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

454. EDWARD STACK and MARY STACK his wife were indicted for stealing, on the 13th of May, a feather bed, value 2l. a feather bolster, value 4s. a feather pillow, value 2s. two woollen blankets, value 6s. two linen sheets, value 5s. a woollen coverlid, value 5s. a brass candlestick, value 1s. a flat iron, value 6d. the goods of William Goodall, in a ready furnished lodging.

WILLIAM GOODALL sworn.

I live at the Three Tuns in Smithfield; I am a publican; I keep the house, I let these lodgings for six-pence a night, a single bed; I let lodgings to this man on the 9th or 10th of February; Mr. Stack came and agreed to pay six-pence a night; he took it from night to night, but he told me he should continue till the month of June, and after lodging some particular time he asked to have his wife to come to sleep with him; as he had the bed, consent was given for his wife to come and sleep with him; he continued, to the best of my knowledge, from the 9th of February to the 13th of May.

Q. When did he ask leave for his wife to come?—I cannot justly say, she might be there three weeks or a month, or longer; I did not put it down; we delivered the articles to him in the room, a feather bed, bolster and pillow, two woollen blankets, two sheets, a coverlid; all the articles mentioned in the indictment; the brass candlesticks he had to light them to bed on the 8th of May, and the 9th she pawned it with Mr. Hammond,

Q. When did you miss these things?—He went away the 13th in the morning, and I went up and looked through the hole, and saw the bedstead drawn across the room, and the door was opened, and the things were missing, and I pursued him and had him taken in the evening.

Q. How could he convey the feather bed out?—We suspect it was taken out by piece meals. The woman was not with him when the lodgings were taken.

Mr. Peat. You let lodgings all the year round to travellers, and to persons of all descriptions?—I seldom take in any body without a character.

Q. But you receive travellers and persons frequently without any previous knowledge of them?—Not one time in a twelve month; I have not done it for more than a twelve month.

Q. There is a communication between the prisoners apartment, with some other part of the kitchen, a kind of trap door?—There is a place we can call down to the cook at a dinner, or of that sort, but that was fastened down to the best of my knowledge.

Q. Is that aperture big enough to admit a chair or a bed to pass through?—It is not.

Q. Is it big enough to admit the person of a man or woman?—I never took such particular notice; I know it was very loose at the time I went there.

Q. Do you not know that it was so circumstanced that it could be opened with ease?—When I went to the house I fastened it down myself and I never examined it since to this day.

Q. In what state was it while the prisoner lodged in your house?—It was fast when he went in there; I saw it fast; it was fastened by me just before he came in, by a nail, the very time that I let the room to a single man; I fastened the place up.

Q. When

Q. Did you see it every day after you fastened it?—No, I did not.

Q. This house of your's is in Smithfield, and I presume you have a good deal of custom to it?—So far as to live.

Q. In fact it is a common open public house, open to every person that chooses to use it; you have a victualler's licence?—I have.

Q. And I believe there are sometimes insurances in the lottery going on there?—Never was.

Q. There are men and women company come in at pretty late hours?—My house is always shut up at eleven o'clock.

Q. How long did Mr. Stack lodge at your house?—To the best of my knowledge he came the 8th or 9th of February.

Q. I believe Mr. Stack was not there when you broke open the door?—I was not there when it was done, I was gone out about some other business.

Q. I believe you have a bunch of keys whereby you can occasionally go in and out when you want?—I had not any key that would open that door.

Q. Was there any key in your house to your knowledge that would open Mr. Stack's door?—None.

Q. It seems this lock was a very common lock?—It was appraised in to me when I came into the house.

Q. Was the room when you entertained this suspicion in the occupation of Mr. Stack, and you expected to be paid?—I did expect to be paid till such times as I found myself mistaken.

Q. Have you any partner in your house?—Yes.

Q. I don't mean your wife; have you any persons concerned in the business?—I have not.

Court. I suppose the prisoner owed some rent?—He did above a guinea.

Mr. Peat. Is it not within your knowledge that Stack had another room for

fear of the bailiffs?—I did not know it, I did understand that that house of Mrs. Rose's was his own right and property, and that Mrs. Wheeler was his lodger.

Q. In fact he was afraid of being arrested, and he had other apartments for that reason?—He never told me about his business no further than I imagined.

Q. Did not he act as a man in debt?—He did go out by six o'clock in the morning.

Prisoner. No never in my life but twice.

Court. What business did he pretend to be?—He pretended to be a lawyer, and a man of consequence, and brought in papers and large bundles of writings.

Mr. Peat. However that lady at the bar he stated to be his wife, and you received her as such?—We did.

— sworn.

I am the constable of the rolls. On Monday the 13th of May, about half after eight, I was called to take charge of the prisoners at the bar for a felony, at Breames-buildings, for robbing Goodall at the White Swan; when I came to the door I found a great croud about the door; I went in to the landlord to know what I was wanted there for; he said that the prosecutor wanted me to search his house for the prisoners now at the bar; I asked if such people were at his house? he said they had been there, and were gone, but they would be there in a little time; in the course of five or ten minutes they came to the house, and the landlord called me to receive them, Mary Stack the prisoner at the bar had a bundle with her; she said I had no occasion to detain her she knew nothing at all of the affair; I took a bundle from her which was nothing but rags; the landlord of the house said they had been in that house several mornings in private; the bundle is here; on taking the prisoners at the bar to the watch-house, we sent for Goodall to come

come and make his charge good; the wife of the prosecutor came and gave charge, and after we had received the charge I proceeded to search the bundle; the first thing was a canvas bag, which seemed to me had held feathers by its being all over feathering; the next thing I found was an act of parliament; after that I asked Mary Stack if she had any duplicates? she said, no; I then proceeded to search her person; on searching her at first I found two keys which were owned afterwards by different prosecutors, who are here now; I had nearly given up searching her when I found something stiff, I desired her to let me see what that was; I found they were duplicates; she kept some in her hand, and some she put in her mouth, and chewed them the same as I would bread and butter; there were some taken out of her hand, and some fell on the ground, and some she put in her mouth, and one I positively swear, but how many more I cannot say that she did chew like bread and butter; the man was sent down to New Prison; we searched him and found nothing on him except a copy of a forty pound note, which he said was of great consequence to him, so we returned it and some blank papers. In the morning came two women to ask leave to see the prisoner, I did not know who they were or what they were; I opened the door, and told them not to go too nigh, they asked him immediately for the keys of the rooms and I delivered them to them.

Mr. Peat. You was present at this delicious meal on pasteboard, you saw some pawnbrokers duplicates and I suppose you examined those that she fed upon, before she began her operation?—If I had done that I should not have let her done it.

Q. How do you know it was pawnbrokers' duplicates?—By the check; positively on my oath I swear to her swallowing, and chewing one duplicate, and after she had chewed that same duplicate

for a quarter of an hour she complained of a load on her stomach.

Q. Then it seems you did not take these papers into your hands, before she did chew them?—No, I could not do that.

Q. Then all you know is that they were in that state, and they were never in your hands, she would not wish you to touch what she eat. What other things did you find on her?—A bundle and a canvas bag.

Q. Was any thing there you knew, any thing there owned by other persons?—No.

Q. In fact whether it belonged to the prisoner or the Empress of Russia you cannot tell.

— WILSON *sworn.*

I am an officer of the City; I have got a rug and a candlestick; I got them from Mr. Hammond, a pawnbroker in Long-lane.

THOMAS HAMMOND *sworn.*

I am a pawnbroker in Long-lane. This candlestick and rug was found in my shop, and the prosecutor claimed them; they were pledged in the name of Mary Batty, the female prisoner at the bar; one on the 11th of March and the other the 9th of May; the rug on the 11th of March, and the candlestick the 9th of May; she pledged the candlestick but I do not recollect the person who pledged the rug, it is not so recent.

Mr. Peat. You know nothing about the rug, and the candlestick was pawned by a person who called he self Mary Batty. Did you know her?—I did.

Q. There are little holes in your shop; was it day or night time this was pawned?—I believe day time.

Q. Then you had seen the person before that called herself Mary Batty?—Yes, I have known her this four years.

L. I

Goodall

Goodall. The candlestick is mine, there is a gentleman now in court who mended it; I am confident to it by this little bit of a knob that was in casting of it; I bought five of them all odd ones; the rug is mine; it was used as a coverlid, it was an outside rug and a little damaged, which I was allowed something for.

Mr. P. at. I think there are about fifty thousand candlesticks of that kind in London. Don't you know that these candlesticks are cast in a mould?—Yes.

Q. Do you happen to know this; whether persons that make candlesticks make a mould for every different candlestick that they cast or do you happen to know that they cast fifty thousand in one mould.

ROBERT GRIMES *sworn.*

I am a founder.

Q. Look at that candlestick.—I know it; I mended it for Mr. Goodall.

Mr. Peat. What are you?—I am a founder.

Q. A candlestick came to you to mend; you did not measure the candlestick?—I know my work where I mend; it is the same candlestick.

Q. Well and you being a founder, I presume that other candlesticks have been mended by you?—Without doubt, many, I have mended a great many, but I never mended any other of this sort.

Q. There is a knob?—There has been a soldered place in the foot.

Q. Probably the same mould serves for a great many candlesticks?—No doubt.

Q. So that it is very probable an hundred more might be cast of the same description, and the same quality of metal?—Without a doubt.

Q. Then it seems you know it by the soldering?—That is the candlestick that I had to mend.

Prisoner Edward Stack. Mr. Goodall knew the situation I was in; I paid Mr. Goodall sometimes nothing, but chalked up, and sometimes I paid him; Mr. Goodall never asked me for the rent; Mr. Goodall had no suspicion of me, nor any person that came to me; I have heard that he has accused others since he has taken me up; his servant maid had a key to that room, my wife had a key, and I had a key; it is most certain that I would not stay in the house if I had robbed the house, it is most evident I would not.

Edward Stack, GUILTY. (Aged 48.)

Transported for seven years.

Mary Stack, Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

456. THOMAS PLOWMAN was indicted for feloniously stealing, on the 18th of April, four wooden trunks, covered with leather, value 10s. the goods of Joseph Griffith and Elizabeth Griffith, widow.

JOSEPH GRIFFITH *sworn.*

I am a trunk maker; I was in partnership with my mother, she is dead.

Q. When was this property stole?—It is impossible to say.

Q. When did your mother die?—The 12th of March.

Q. How soon did you miss them after her death?—I cannot particularly say when I missed these things.

Q. These things might be missed then after her death?—Possibly.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. RECORDER.

458. RICHARD

457. **RICHARD HAWKINS** was indicted for feloniously breaking and entering the dwelling house of George Folkstone, the said George Folkstone and others being therein, about the hour of eight at night on the 25th of May, and feloniously stealing therein, a wooden box, value 1s. a cloth coat, value 5s. a pair of nankeen breeches, value 3s. a cotton waistcoat, value 2s. and two pair of cotton stockings, value 2s. the goods of William Anston.

WILLIAM ANSTON *sworn.*

I am a coach founder; I do the plated work to coaches and harnesses; I live in Drury-lane, Holborn; my landlord's name is George Folkstone. On Saturday night last the 25th of May, about eight or nine o'clock, Thomas Warren saw a hole cut through a pannel of the room where I lodge in, and he saw a man's face through.

THOMAS WARREN *sworn.*

I am a hop porter in the Borough.

Q. Do you know the apartments of Mr. Anston?—Yes, they are just opposite to mine; I lodge in the same house.

Q. Who is your landlord?—George Folkstone. In the first place I asked my landlord for the key on Saturday last, to go to bed; he gave me the key; so I went up and I saw a pannel of Anston's room broke open, and a man inside looking through where the pannel was broke through; the door was padlocked; I called to him and I asked him if he lodged along with that young man in that room, and he never spoke; I asked him again, but he never spoke, but got out of sight; then I went down and I told my landlord, and my landlord took the key of that room, and Anston and me, and him all went up together; he opened the door, and the person was gone.

Q. Was there a hole big enough in this pannel to let a person out?—Yes.

Q. Then you think the person must have gone out of this pannel?—He went out of the window; my landlord went out of the window to look after him; we found the window open; my landlord went out at the window on the top of the house, and there he found him; I saw him find him; my landlord took him to the watch-house.

Q. Was the prisoner the man?—Yes, he was.

Q. Did you find any thing on him?—The watchman found some keys and a knife; the watchman is here.

Q. Now in regard to this pannel, was there always a hole in it?—No, it had just been broke open.

Q. Might the man have come in at the window?—No, he could not, for that house is ten feet higher than any other house; he was taken on my landlord's house. It was a garret window he got out at.

Court to Anston. Was you at home at this time?—Yes.

Q. Did you go up on the alarm?—I did.

Q. When had you last been in the room?—I came home from shop about six o'clock; I was in then.

Q. How was the window?—Open.

Q. Was there any ladder near, or any way by which a man might get in at the window?—No, my lord, it is full ten feet higher than the houses of either side.

Q. When you left the room did you lock the door?—Yes.

Q. Was the pannel safe?—Yes, it was.

Q. When you went up on the alarm; how did you find the pannel?—The boards quite open, with a hole big enough for any man whatever. I did not see the prisoner till I saw him on the top of the house, and my landlord had got him, and I knew him when I first saw him; it was

a little after eight, as near as I can say, it was very day light.

Q. Was there day light enough to see a man's face?—Yes.

Q. Had you lighted candles below?—Yes, and we brought a candle lighted up with us; I knew the prisoner before, no acquaintance before, but I knew his person perfectly well.

Q. When you went into the room did you find the things in the same state as when you left them?—No, the box was removed.

Q. Were all the articles in the indictment in the box?—I did not look then; I had put all the things in the box the Monday before, and I don't recollect opening the box after.

Q. Where was this box removed from?—From the floor on to the bed.

Q. Was any thing missing out of it?—No, nothing; the lock was forced.

Q. Had you left it locked before?—Yes. I am sure when I went in before the box was not on the bed.

Q. Who was in the house at this time?—Mr. Folkstone, Thomas Warren and I.

GEORGE FOLKSTONE *sworn.*

I am a bricklayer by trade; I am the landlord of this house; I went up stairs on an alarm; I went to the room of Mr. Anston, he is a lodger; I found the room door locked, and a pannel taken out close by the room door; I opened the lock of the room door, and I went in, and Warren and Anston went up along with me, and I saw the garret window open, and I made to the window, and went out, and got over the ridge of the house, and I found the prisoner at the back part stuck behind some chimnies, and I brought him down.

Q. Did he say any thing that is material?—He begged me to let him go, and said it was his first time; and he wanted something to make a few shillings for he

was going on Shipboard on Monday.

Q. Did you see him examined at the watch-house?—I did not.

CHARLES MORGAN *sworn.*

I saw the prisoner at the watch-house; I found on him a knife broken at the point, and three keys; one key has been bruised.

Q. Are any of them skeletons?—No, I asked him how he came to do such a crime? he said he only wanted a pair of breeches; he was going to Sea on Monday.

Prisoner. I was going to Sea on Monday, and I went to see my shopmat's; they gave me some liquor and I wanted to go to sleep; I went up these stairs in order to lay down in the passage, but seeing that hole there I went into that room, and I heard the alarm, and I got out on the house, thinking to come down again when they were gone away.

GUILTY,

Of stealing the goods but not of breaking and entering.

To go to Sea.

Tried by the second Middlesex Jury before

Mr. RECORDER.

458. JAMES GOOD was indicted for stealing, on the 23d of April, a mahogany tea board, value 4s. the goods of James Matthews.

JAMES MATTHEWS *sworn.*

I am a master cabinet and chair maker. I lost a mahogany tea board the 23d of April Tuesday; I did not see the prisoner take it, I saw it on him; I saw the witness bringing him back with the tea board, it was about six o'clock in the evening, when I first saw him it was nearly opposite my house; the witness put the tea board in the shop, and delivered

vered the boy to me; I delivered it to the constable; he has had it ever since.

Q Did you separate it from your other property?—The constable was sent for immediately, and it was delivered into the constable's hands.

THOMAS HILLARY *sworn.*

I am a journeyman pawnbroker; I was standing at my master's door between six and seven o'clock, on the 23d of April, I saw the prisoner at the bar take this board from the door of Mr. Matthews he ran across the way with it, ran up an alley, and I pursued him.

Q Did you lose sight of him?—Yes, I took him in Blue Anchor-alley; I did not lose sight of him half a minute; he had the property on him when I took him; I brought him to the house of the prosecutor.

sworn.

I am the constable; I produce the tea board; I had of Mr. Matthews; I have kept it ever since.

Prisoner. I was coming down White-crofts-street, there was a young man at this shop told me to take this tea board in my apron, and carry it to Blue Anchor-alley and he should be there as soon as me.

GUILTY. (Aged 13.)

Publickly Whipped.

Tried by the second Middlesex Jury before
Mr. RECORDER

459. **SARAH MERCHANT** was indicted for stealing, on the 14th of April, two cotton gowns, value 15s. a linen apron, value 2s. two muslin handkerchiefs, value 2s. a muslin apron, value 2s. a check apron, value 1s. a cotton shawl, value 1s. 3d. a linen shift, value 1s. 3d. the goods of Elizabeth Tooner, spinster.

ELIZABETH TOONER *sworn.*

I am a single woman; I lost these articles from my brother's room; I live in the country, and I left these things in my brother's room at the Maçons Arms, in Market-street.

Q When did you leave them there?—I cannot tell, I believe it was eight weeks ago to day; I cannot tell the day of the month, because I was hurried away to the country so fast.

ELIZABETH GREASLEY *sworn.*

I keep the house; this young woman was going in the country to live with Mr. Sheridan; she asked her brother leave to put her things into her brother's room, in a box up two pair of stairs; the prisoner was a servant of mine at the time they were missing; they were locked up in the box; I did not miss any thing of it at all, but I saw the prisoner wear several of the things in the course of the week while the young woman was absent; this young woman came to town on Sunday for some of her things; she found the box locked as she left it, but when she opened it it was almost stripped; and she and her brother came down to me; she went away on Friday and she returned on the Sunday week following; it is seven Sundays ago that she returned to town; they came down to me, and I took my girl to task about it; I told her there had nobody gone into the room but herself to make the bed, and so I told her that I was very certain she must know about it; my husband says to me go and search the beds, and see if you can find any thing; I did and I found the young woman's gown under one of the beds, and an apron under another, and I came down to her again, and told her I had got some of the property, and I was certain she must know of the remainder; she denied it; I sent for the constable, and he searched her, and found a great many
M m duplicates.

duplicates, and a key that opened the box in her pocket; I saw her wear part of the things, a shawl, an apron, and a cap, in the absence of Mrs. Tooner.

Q. Can you from that cursory observation venture to swear that they were Mrs. Tooner's, or the same that Mrs. Tooner swears to?—Yes, I can; I took the apron in my hand. I thought it was one of my own, and asked her how she came by it? she told me she borrowed it; I did not know then that it was Mrs. Tooner's; I did not know till she came to town that she had missed any thing.

JOHN NEALE *sworn.*

I am a pawnbroker; there was a cotton gown and an apron pawned with me the 9th and 10th of April; they were pawned in the name of Mary Roberts; I cannot swear to her person, but I believe it is the same.

Prisoner. I don't know what I am here for; I know nothing of it.

————— *sworn.*

I am a constable and beadle. Mrs. Greasley where Mr. Tooner lodges sent for me; they gave me charge of the prisoner at the bar, for robbing them of these articles; I went and searched her, and I found these duplicates that she said were her own. (Produced, and two of them depoted to by Neale the pawnbroker.) I found this key which opens her own lock, and the other lock where Mrs. Tooner says her clothes were left, but with great difficulty; I found some things at a neighbouring house, and I was made to understand that she carried them there; it was at No. 4, Haydon-court, about a quarter of a mile from Mr. Tooner's lodgings; I was informed they were carried there to wash.

Q. Did you ever shew the things to the prisoner?—Yes, she went with me, and shewed me where she carried them; I found there a muslin handkerchief and a pair of stockings.

Court to Mrs. Tooner. What do you produce?—A gown and a coloured apron that we found under the bed, under a lodger's bed; I left these things about eight weeks ago at my brother's.

Q. When did you return?—The next Sunday after but one.

Q. Did you go into the room and find the things missing?—I did.

Q. Be so kind as to look at the two things produced by the pawnbroker, and tell me whether they are your things; I think the one is a cotton gown and the other a linen apron?—They are mine; they were left in the box; I know the gown, I put new sleeves into it before I left it; my name is on the linen apron; there is my name on the cotton stockings; the two muslin handkerchiefs I only just made them before I went to my place.

Court to Mrs. Greasley. Are any of those things that you saw on the woman's back here?—This check apron I am confident of.

Prisoner. I know nothing about it, nor do I know what I was taken up for; when I was taken up they put their hand in and took some duplicates out of my pocket, and seven-pence, they had me down to the watch-house one night, and the next morning they took me up to the justice's, and I knew not what they took me there for; I have lived in places where I have always had an upright character; I never touched a rag of any body's, for I had plenty of my own to put on.

The prisoner called one witness to her character.

GUILTY. (Aged 20.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

460. MARIAH NUGENT and HANNAH JACKSON were indicted for feloniously stealing, on the 29th of May, a silver watch, value 2l. a steel chain, value 2d. a stone seal, value 6d. a metal key, value 1d. a pagoda, value 7s. 6d. and three shillings and six-pence in money; the goods, chattels and monies of Thomas Jones.

Thomas Jones was called on his recognizance.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

461. JOHN PARSEY and SARAH PARSEY were indicted for stealing, on the 20th of April a feather bed, value 1l. a feather bolster, value 2s. a pair of linen sheets, value 3s. a woollen blanket, value 2s. a bed curtain, value 6d. a copper saucepan, value 2s. a copper tea kettle, value 1s. 6d. a bed quilt, value 10d. an iron frying pan, value 6d. &c. the goods of Elizabeth Dore, widow, in a lodging room in her dwelling house.

ELIZABETH DORE *sworn.*

I am a widow; I let lodgings; I let a lodging to the prisoner, about eight weeks before they robbed me, but I am not certain to the eight weeks; I let the lodgings to the woman, and he came and approved of them; they were to give me two shillings a week furnished; I missed a sheet, a saucepan, and a blanket; I went into the room for the saucepan, and they told me it was in the house; I believe this was Monday, the last day in March, and then I looked to the bed, and I missed a sheet, and a blanket, and I gave them warning, (There was a pair lost when they left me) and she told me it did not suit to quit my lodgings for a fortnight; they only paid one week, and the night she said she should quit, I went up,

and I found the key laid over the door, and I took it, and went into the room, and I missed all the things in the indictment.

Q. How soon did you see them again after this?—I saw him again on the Wednesday following, the 24th of April, and then he went with me to the office in Worship-street; I told him he must go to give an account of the things; I had a man with me, and he told us where she was, and she was brought and searched; I see her searched, and there was a duplicate of a sheet found on her, which sheet I went to the pawnbroker's to see, and I found it to be my property; the pawnbroker is here.

Prisoner John Parsey. There was no lock on the door.

NICHOLAS NORRIS *sworn.*

I am a pawnbroker I produce a bed quilt, the prosecutor has got the sheet.

Q. Who pawned the sheet?—I believe it was the sister of that woman at the bar; I am sure it was not the prisoner.

Q. Who pawned the quilt?—The same person.

Q. In what name were they pawned?—Ann Parsey.

JOHN RAY *sworn.*

I am an officer belonging to Worship-street; I searched Sarah Parsey the prisoner at the bar, and in her pocket I found a duplicate, Mrs. Dore was with me, and I delivered the duplicate to her.

Mrs. Dore. I went to the pawnbroker's, and found the sheet which sheet I have.

Court to Norris. Have you got the duplicate of the sheet?—I have; I have left it at home.

Court to Mrs. Dore. Look at the sheet?—It is my sheet; it is marked R. E. D.

Prisoner John Parsey. I am clear of it, I know nothing about it.

Prisoner.

Prisoner Sarah Parsley. There never was a lock fastened on the door while ever I lived there; I don't know who took the things out if I was going to die, not one individual thing, the things were taken out when we were not at home.

The prisoner John Parsley called three witnesses who gave him a very good character.

Both Not GUILTY,

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

462. JAMES SPENCER was indicted for stealing, on the 6th of May, an iron door frame, value 1s. 6d. the goods of John Davis.

NATHANIEL THORLEY *sworn.*

I know nothing of the robbery.

THOMAS POWEL *sworn.*

I was a watchman the time I took this man, I took him on Monday morning the 6th of May; I found him in a garden belonging to Bagnigge Wells; he had this iron frame of a door by the side of him; I see him break the pales, and see him go in, and when I got up he had gone inside, and had set down; with that he had got this iron frame of the gate laying by the side of him, as he set down, I asked him what business he had in there? he said he got in there to ease himself; with that I told him I thought it was a comical way to break peoples palings down to ease himself.

Q. Did you ever see it in his hands? — No, I did not, it lay close by the side of him as he lay down in the inside.

Thorley. It was an old iron door frame, that lay by as old iron, it was left about

four or five yards from the place where it was found with the prisoner; my father keeps Bagnigge Wells; it was laying against a fence in a yard where we keep lumber in, on the other side of the ground.

Q. Can you say for certain where it lay? — If what the watchman says is true, it was found four or five yards from where it was left.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

463. JOHN THOMAS was indicted for feloniously stealing, on the 12th of May, a mahogany table, value 16s. the goods of William Wince.

WILLIAM WINCE *sworn.*

I am a cabinet maker.

Q. Did you see the prisoner take the table? — No, the property was stole the 12th of May, Monday, between the hours of one and two; I missed this table from the door, a neighbour of mine that lives opposite, sent his little boy over to me; I was up stairs at dinner, and informed me of it; I ran down stairs, and run round the corner, ran up Brooks's-street, and I saw the prisoner in Brooks's street; as I ran along I called out stop them men, they have got my table; there was two of them, one of them ran away, I collared the other, the prisoner is the man; my table stood on the ground on its feet; this man stood by the side of the table.

Q. Did this man run? — No, I collared him, and brought him to my house; after that I carried him to the justice's in Hatton-garden; he told me that he was going along, and some man asked him to carry the table for him.

THOMAS

THOMAS KIRKHAM *sworn.*

I was standing at my own house opposite the prosecutor's, and I saw a man take a table from the door, I cannot pretend for to say it is the prisoner; I see a man take a table from the door, I believe that is the man, but I cannot pretend to swear to it; he went round the corner; I never left my own house; I gave the alarm, and bid my own boy to tell this Mr. Wince that there was a table taken from his door, and to know whether he sold it, or had given orders to have it taken away; I did not pursue, I never went out of my own house.

Court to Wince. Was the table your's that you saw standing with this man? — It is here now; it was out at the door; I know it is mine because I made it.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. RECORDER.

464. **MARY WILLIAMS** was indicted for stealing, on the 24th of March, a silver tea spoon, value 1s. 6d. a base Metal tea spoon, value 1d. a calico bed gown, value 5s. two child's linen clouts, value 2d. the goods of John Smith.

JOHN SMITH *sworn*

I lost the things in the indictment on the 24th of March; I live in Collwell court; I was at my work; my wife is the evidence.

MARY SMITH *sworn.*

I am the wife of John Smith; I know nothing about the prisoner, I never saw her with my eyes before she came to my place; I saw her on Saturday at my own door, between three and four o'clock in the afternoon, she came to the door, I buys and sells old brokering things; she came to my door, and asked me if I had

got an old blanket? I told her no; she would have no denial but forced herself into the place; she would force discourse to me; she asked me what country woman was I? I told her I was Stafford; she said, I am your countrywoman; I said, you are a Yorkshire woman; she said if she was, she was bread and born in Stafford; she took one of my little girls up in her arms, and she wanted some drink, and I gave her a tea cup with two spoons in it, a silver one and a metal one, and went down to get some water; and left her in the room, and I pulled my gown off my back before her face, and she set there; the milkman came with the milk, and I took in a farthingworth of milk, and I left her again; when I came back she had my other little girl in her lap, and then she asked to go down the yard; I let her go.

Q. When did you lose your things? — The 24th of March, a quarter of an hour after she was gone.

Q. Did you miss all the articles in this indictment? — Yes, every one.

Q. Have you ever seen them since? — No, I have not.

Q. How soon did you find her afterwards? — Three weeks afterwards; my little boy saw her in the street, and told me of it.

Q. What passed when you took her up? — She said she never saw me with her eyes, nor I her.

Prisoner. The day she says, I went into her house to sell some old iron, and she said after I had sold the old iron, that I had robbed her, and that I sent for two half pints of gin to treat her with; good woman, says I, you never saw me, nor I you.

Not GUILTY.

Tried by the second Middlesex Jury before
Mr. RECORDER.

465. **SAMUEL WRIGHT** was indicted for stealing, on the 13th of April, an iron stove grate, value 1s. 6d. the goods of John Moles.

JOHN

JOHN MOLES *sworn.*

I keep the White Horse in Bond-streer, Hampstead; the house was burnt down the 25th of March; this iron grate was a fixture, we got it out of the ruins, and put it in a shed before it was stole, and I put an old door against the shed, and two spikes, one on one side and another on the other; a gentleman came and said he saw somebody go away with my grate, and I went and followed the prisoner home.

Q. Did you see him with the grate on him?—I did not. I went to his door and knocked at his door, and said give me that grate, that you have stole from me; Lord, says he, Mr. Moles, I never touched it, I never was near your place; says I, you are a false man; my witness, John Limerick, he was by at the time, I spoke to the prisoner; I told him if he did not give it me away I would send for a constable, and I searched the house and found the stove.

Q. Do you know whether it was his house?—I do not; there are neighbours here will say.

JOHN LIMERICK *sworn.*

I am a carpenter; I was in Mr. Moles's house, having some beer, and I was in the privy, and I saw this man against the stable door where the iron is, and presently he pulls down the door and takes out a back of the grate, and lays it down, and then he takes out this grate, and puts it under his coat; it is an iron stove grate, and I watched him home with it; then I came back and told the landlord.

Q. Do you know that house where it was found?—Yes.

Q. Do you know whether it was in any part that he lodges in?—It was found just at his door.

THOMAS ARNES *sworn.*

I am a constable. On the 13th of April I was sent for to Mrs. Moles's

house, and was told that a man had stole a stove out of the stable, and I went to the house where that man lived in, and found the stove behind a door in that house. (The stove produced and deposited to.)

Prisoner. This affair happened on Saturday night, this witness, who is a witness against me, owed me some money; in the course of the week I had asked him for it, and I told him I would summon him for it on Friday; I know nothing about the stove, it was not found in my room; I was in my own room sitting by my own fire when they came; it was found behind the passage door.

Constable. It was behind the first door before a small passage which leads to other peoples door.

Court to Limerick. He says you owed him some money, is it true?—I owed him six-pence.

Q. Did he call on you for the money?—No, he never asked me; his wife said, why did not I pay Sam the six-pence; I had not the six-pence then to pay her when she asked me.

Q. Do you know the prisoner?—Yes.

Q. Is he a lad of character?—Yes; I never knew any thing else but honesty by him.

Court to Arnes. Is the lad a lad of character?—He was born in the place, I never heard any thing imputed to him before.

Not GUILTY.

Tried by the Second Middlesex Jury before Mr. RECORDER.

466. RICHARD LLOYD was indicted for that he on the 27th of January, with a pistol loaded with gunpowder and leaden bullets, unlawfully, maliciously, and feloniously did shoot at Richard Lloyd the elder, he being in his dwelling house.

RICHARD

RICHARD LLOYD the Elder *sworn*.

Q Is that your nephew at the bar?
— Yes. I was sitting in the parlour the 27th of January. (I live in Lem-n-street, Goodmans-fields) between three and four o'clock in the afternoon, I was sitting by the fire side reading, and my nephew came into the parlour and sat down behind me at the window; he was reading also as I thought; I did not see him, but I heard him move the books as my back was towards him; he went out into the yard, and returned in some little time, and sat down again on the same chair by the window; he says, uncle what day of the month is it, I answered the 27th, at that I heard the report of a pistol, and I was wounded on the side of my head; he seemed very much frightened, he did not say a word.

Q Did you see him as soon as it was done?— I saw the side of his face but I did not see his hand or arm, I was so frightened; I was sitting down, and I got up, I turned my head and I saw my nephew; he went out into the yard.

Q Did your nephew appear to have any thing about him?— Not to my knowledge.

Q Where was your nephew when you saw him?— Partly behind my back in the parlour; he walked out from the parlour like a man frightened and went into the next house; he went into my yard first, after he went there I cannot say any thing more. I said, my God! my God! what is this you have done.

Q Where did you last see him after this happened?— Going out of my own wash-house into my own yard.

Q Is there a thoroughfare from your yard to the next house?— There is no gate but some small palisades, which he had used to get over.

Q Where did you say my God! my God! what is it you have done?— I

was so frightened I hardly knew what I said.

Q Was there any body else in the same room besides you and him that you knew?— Not any one.

Q To whom do you impute the firing of this pistol?— I cannot pretend to say. I did not see any pistol from first to last, but I should suppose from the wound it was from some piece, pistol or gun.

Q Do you know what the wound was made by?— By a ball of some piece.

Q The wound was by a ball you say, was that ball shown to you when it was extracted?— Yes.

Q Was there any ill will at all between you and your Nephew?— I don't know that there was.

Q How soon was your nephew taken after that?— He only went into the next house, he never went from there as I know of.

Q You never saw the instrument by which this was done at all?— No.

Mr. Knapp. We understand then that there was nobody else in the room besides your nephew and yourself, so that nobody else can give an account of this transaction except you self; you say your nephew was behind you; during the whole time you had observation of him; you did not see gun or pistol or any thing else, I believe your nephew and you had been always on very good terms?— Six years almost we had lived comfortable together.

Q You stated to the recorder and court just now, that there was no ill will between you?— Not on my side, nor I hope on his.

Q The nephew went to the next house, he never went any further?— He was there I was told.

Q Now I would ask you Mr. Lloyd, what is his mind, is he completely in possession of his mind?— I don't know he was ever affected, I never observed any thing

thing that led me to think that he was so.

Q. So what the wound was given by, you don't know, as you never saw any piece.

Court. Did you ever hear any report?
— Yes, I heard the report.

Q. How old is your nephew?—I believe he is turned of sixteen or seventeen.

Jury. Did he make you any answer when you said good God! what have you done?—Not a word, he seemed frightened so.

ROBERT DAWSON *sworn.*

I am a constable; the prisoner has a brother and he was taken up for this offence, and the brother was discharged and I was bound over to prosecute this prisoner; I found some things in the brother's box, I found some cases of pistols, and on one of the cases there was a label; I found some powder and shot; on drawing the charge of the pistol which was produced at the office, the powder and ball which I found in the brother's box corresponded to the ball in the charge; I found the brother's box in the Newcourt, in the Old Bailey, nearly opposite these gates; the brother was an apprentice to a cooper in Whitechapel, but he had ran away from his master, and I don't know how he lived at that time, I understand him to be about twenty; when I apprehended the brother, I apprehended him in Cornhill, I found on him a key, and I examined him as to where he lived; he told me, and I came to No. 3, Newcourt, Old Bailey, and there were two children only in the house, at last I found the box in the cellar; on one of the cases was a label, I had received information where the pistols was purchased, and I went with this case with the label to the shop, the man said, that this case was purchased with the pistols, but he could not tell who purchased them, therefore I did not bring him to the office. I found like-

wise a canister of powder, I understand he lived in these lodgings by himself, and I found likewise some shot or small ball. I found also the key of some pistols.

Court to Prosecutor. Did it appear to be the same sort of ball as was extracted from you?—It did not.

Mr. Knapp. You apprehended the brother in Cornhill, and went to his lodgings, and there you found a key and some cases belonging to pistols, this was at this boy's brother's lodgings, and he had ran away from his master and there he lived by himself and it was his lodgings?—I know him to have ran away.

Court to Prosecutor. Did your nephew live with you?—Yes, he did for twelve years to the present time.

Jury. That brother had not been at your house that afternoon?—Not to my knowledge; I did not see him.

Mr. Knapp. He used of course frequently to come to your house?—He did, but whether he was there that day, I do not say, nor will I take on myself to swear.

Jury. You are sure the piece was discharged in the room, was the window broke?—It was not.

Q. Was it open or shut?—I cannot be positive.

Court. I think I understand you to say that when this happened you stood up and turned your head round, did you then see the prisoner in the room or in the wash-house?—He was going out of the parlour into the wash-house; when he was in the room I heard him turning the books over, and I thought he was reading, as he used to read frequently.

Jury. Was there any smell of powder?—I suppose there must, but I was so frightened I cannot recollect.

Q. Was there nobody came into the room soon afterwards?—The next neighbour came in directly.

WAIN-

WAINWRIGHT sworn.

I am an officer. On the 27th of January I was sent for from my own house to come and take Richard Lloyd into custody, I went and took him next door; that is all I know of the business.

Jury. Did you examine his pockets?
—I did not, I did not search him.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

467. **GILES GOFFREY** was indicted for stealing, on the 15th of May, a linen table cloth, value 5s. the goods of John Lear.

An INTERPRETER sworn.

JOHN STAPLETON sworn.

I am a servant to Mr. Lear of the Three Tuns coffee house in the Strand. I have the principal care of all the things in the house, that are given daily for the use of the house, the linen and glasses. I had nine cloths in my care for the use of the coffee room; about eleven o'clock on the 15th of May, I left a waiter in the coffee room while I went to clean myself up stairs, I had not been above a quarter of an hour; just as I was coming down stairs I heard the bar bell ringing very violently, I ran down stairs as fast as ever I could, when I came down the prisoner was brought back into the coffee room with the table cloth on him, by a man where he had been to sell it with Mr. Lear's name upon it, the number of the house and the number of the box to which it belonged; this man I had frequently seen at our door begging and jabbering french. I could not understand him.

2. Had you seen him that day?—

I had not till he was brought back; the cloth is here, he said that a man gave it him in the street. The waiter had left the room in my absence, there were nine lay folded up in one of the seats exactly opposite the door, the opposite side of the room, they could see them in the street.

JOHN HOWARD sworn.

I am a shoemaker in Church-lane in the Strand. On the 15th of May, I was called down stairs between the hours of eleven and twelve, when I came down the prisoner was in my parlour with this here table cloth; I saw the name on the table cloth, he asked five shillings for it; I knew the house, and and stopped him; I asked him how he came by it? he spoke french; I did not understand him; I sent for a constable and took him to Mr. Lear's house.

ELIZABETH HOWARD sworn.

I am the wife of the last witness; my husband is a shoemaker; the prisoner came to me Wednesday the 15th of May, between the hours of eleven and twelve o'clock, he asked me if I would buy the cloth; I told him to come in, he spoke english to me; I asked him what he asked for it? he told me five shillings; I asked him if the cloth was his own? he said it was, and he was a frenchman, he brought it from France, it cost him ten shillings; I saw the mark and I asked him if he lived at that gentleman's house that the name was on the cloth? he told me no, a gentleman marked it for him; all that he spoke was in english.

2. You are positive he said that it was his own?—He did, he said, he brought it from France.

Prisoner. I never said I brought it from France, I have lodged two years.

O o

at a tavern. I have no witness; I have served the King for five years, and I have a pension from Chatham now. (The cloth deposed to.)

GUILTY. (Aged 51.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

468. **EDWARD STACK** and his Wife were indicted for stealing, on the 14th of May, a feather bed, value 2l. 10s. a feather bolster, value 5s. a feather pillow, value 6s. two woollen blankets, value 10s. &c. the goods of Daniel Wheeler in a ready furnished lodging.

Edward Stack pleaded Guilty and exculpated his wife.

Edward Stack **GUILTY.** See No. 455.

Mary Stack **Not GUILTY.**

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

469. **JAMES LAMB** was indicted for stealing, on the 17th of April, a linen sheet, value 1s. a linen table cloth, value 1s. a cotton gown, value 2s. and two waistcoats, value 2s. the goods of John Wallis.

JOHN WALLIS *sworn.*

I am a hair dresser; I was robbed of the things in the indictment the 17th of April last, the prisoner was a servant to me; on Monday he asked me for a few shillings to get some things out of pawn, and he was to come back on Tuesday morning at seven o'clock; he did not come till three o'clock on Wednesday afternoon, when I caught him within

twenty yards of my own house, with the gown in his hand; the sheet, the waistcoat and the table cloth, he had in his own pocket.

Q. Had he a great coat on?—No, he had a straight coat on. He said I might do with him as I liked. I am positive the things are mine by the marks on them; the dimity waistcoat is pieced on one side of the breast; the others are torn.

Q. How do you know the cotton gown?—By the print of it; it is wore much; there is no mark on the table cloth or sheet, but I believe they belong to me.

Prisoner. About five or six yards from the door he took the things from under my arm.

JOSEPH WEST *sworn.*

I am a constable. I produce the articles which I got from Mr. Wallis's house, where I got the prisoner likewise; I have kept them ever since.

Prisoner. When I got up to his shop he took the things out of my pocket he mentioned. On Monday morning I left him, he gave me 5s. part of the wages I had to get from him.

Court to Prosecutor. What servant was he?—A journeyman.

Q. How long had he lived with you as a journeyman?—Four days.

Q. Had you any character with him?—I was not at home when he was employed; my wife employed him; he was sent from the hair merchant's.

GUILTY. (Aged 21.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

470. **MARY MILLER** was indicted for stealing, on the 10th of April, nine pounds weight of copper, value 5s. and nine pounds weight of metal called pot metal, value 5s. the goods of Thomas Allen.

THOMAS

THOMAS ALLEN *sworn.*

I live in Banner-street, in the parish of St. Luke's; I am a founder; I had not missed the metal nor I could not swear to it when it was brought to me.

GEORGE CONWAY ALLEN *sworn.*

Q. How old are you?—Fourteen next birth day.

Q. Do you know of your father's looting any metal?—Yes, about three weeks before the prisoner was taken up I bought weights like to these with some more metal.

Q. Do you know it again when you see it?—Not by any particular mark; I know my father lost some, but I don't know what quantity. (The metal produced.)

Not GUILTY.

*Tr'ed by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

471. **JOSEPH NEALE** was indicted for feloniously stealing, on the 1st of May, six bushels of coals, value 6s. the goods of Nathaniel West and Nathaniel Cove.

WILLIAM TURNER *sworn.*

I am foreman to Messrs. West and Cove, they are coal merchants, I know nothing of the circumstance, no further than I gave the man orders to attend the barge, our servant is absconded. I gave orders to the man on the night of the 29th to take the barge from the ship to Messrs. Coutts's and Co. it was called the Friends, it was laying at Stratford with the coals; I gave the orders to Robert Wilkinson the lighterman.

Q. Do you know that Robert Wilkinson is concerned in these things?—

It is so reported, but whether it is or no I cannot tell; he went down with the barge, I saw him on Wednesday afternoon on board a ship, and I saw him on Thursday morning.

JOHN HILL *sworn.*

I am a waterman and lighterman. On Tuesday the 30th of April I was down near the Bow-creek, I saw the prisoner and another companion that was with him, and Wilkinson a lighterman in the barge; the prisoner at the bar is a fisherman's apprentice, I saw the prisoner and his companion, another person, not Wilkinson, with a basket in the barge taking a great many round coals from the top and putting them into a peter boat where they were concealed, then I rowed along by.

Q. Had the prisoner any business on board that barge?—I don't know.

Q. Had you ever seen the prisoner before?—Yes, I know his person very well, after they put them into the peter boat; I rowed to them, the time I was rowing to them this prisoner and his companion chucked a parcel of them over board, finding I was rowing to them, and they rowed away as fast as they could, then I went on shore, they filled the well full and a cheese laid on it to conceal it.

Q. Could you see by the appearance of these coals whether they were the same coals that came from the barge?—I think they were; then I rowed on shore to the Orchard house and called the officer that is in court, Thomas Peat; then we went in a wherry and pursued after the lighterman to take the name and number of the barge, her number was 1,018, her name was Beccy; we did not like to take the lighterman, Wilkinson, because of leaving the craft adrift; the lighterman was in the craft when the property was taken out, he was present and saw it done, I did not see him chuck any coals over, it was on a flood tide, and he was shoving the barge in on shore.

Q. Are

Q Are you satisfied he knew what was going forward?—I am certain he see what they were about.

Q Did you go to the lighter?—Yes, we went on board of her, the officer did not think proper to take him because there was nobody to take care of the craft and the property in it; he went up with the craft.

Q Did you go up with him?—No, we pursued directly after the boat and found the prisoner in the peter boat with the property which I described before, we took possession of the coals, and brought him up before the magistrate, there might be six or seven bushels, some of them are brought here, they have been in the office ever since, and there was a seal put on each sack.

THOMAS PEAT *sworn.*

I am a trinity officer. On Tuesday I ordered Hill the waterman, to go down to Blackwall, and to stay at the mouth of Bow-creek to see if any thing was going forward in the coal line, to see if any of the boats were there loading out of any of the craft, and if they were, to come on shore to the Orchard house immediately and inform me of the same; after I had been there some considerable time I went out to see for him, and met him coming to the house to inform me there was a barge being plundered; in the mean time the lighterman Wilkinson, came into the house before Hill, when he saw Hill and me together he immediately went away from the house and called a boat with a ferry at Bow-creek to row him to the craft; from what Hill told me I got into my boat and rowed after Wilkinson, he rowed up Bow-creek after the loaded craft, when he was on board the craft I went on board to take the name and number, observing to him that there had been a quantity of coals taken out of the same craft, by observing the hole from whence they were taken;

we took her name and number and told him I should acquaint the proprietor as soon as I could find out who it was, and send for him when I wanted him; I immediately rowed down the creek again after the prisoner at the bar's boat; in consequence of which we fell in with him and took him with the coals now produced in court.

WILLIAM HAYWARD *sworn.*

I am a waterman and lighterman; I was along with Mr. Peat on the 30th of April at the Orchard house, Tuesday, and being in there they thought Mr. Hill was a good while before he came to us; Mr. Peat went to look for him and we met him, and they spoke together and they agreed to have a boat and row round Bow-creek. I took them into the boat and we went round and got to the craft, then Mr. Peat stepped into the craft and took the name and number of the barge, 1,018, Beccy; after we had seen the lighterman, Mr. Peat spoke to the lighterman, we then after that pursued after the boat, and took it; the peter boat was up at Blackwall at a good distance from there, I dare say half a mile, the boy was rowing the boat in by the side of the Gun at the upper part of Blackwall.

Q That is in a direction from the barge?—Yes, it is where the boy and his master lives.

Prisoner. A barge came down from Blackwall and the wind blew very hard, they were on the lee shoar; I was standing at the Gun-yard at play, and the man could not hold his craft in, he immediately called out for help, my fellow servant called me out of the yard and I went and helped the man almost round from Bow-creek, and he had no money to pay me and he told me to take some coals, he insisted on our taking them for our good nature for helping him down off the lee shore, and my fellow servant chucked

chucked them on board because he would not dirty his boat with them.

The prisoner called two witnesses who gave him a good character.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. RECORDER.

472. ANN THOMAS was indicted for stealing on the 30th of May, a linen sheet, value 10s. the goods of William Smith.

MARY SMITH *sworn.*

I am the wife of William Smith, I live in Queen-street, Bloomsbury; I am a laundress, I lost a sheet on the 30th of May, a woman came in at the street door, went down into the kitchen and opened the door, it was not locked, and took out the linen as it hung a drying; I did not see her, there was nobody see her take it, but we found her in the dust hole with the sheet. My lodger went down for a pail of water and she saw something in the dust hole, and she came up and told us, and we went down stairs and she was coming up stairs, and there was a sheet in the dust hole from whence she came.

Q. Did you see the prisoner come from the dust hole?—I met her on the stairs, the dust hole is under the stairs, it was between eleven and twelve; the sheet is here, I took it immediately from the dust hole, I am sure it is one that I had to wash; I have the fellow to it at home, it belongs to a family, it is particularly marked, it has a coronet on it.

ANN ELDER *sworn.*

I lodge in Mrs. Smith's house; I went down for a pail of water and I saw something lay on the dust hole which I pulled; the dust hole is at the bottom of the kitchen stairs; I laid hold of it, it pulled

against me, I drewed the pail of water and went by the dust hole again and pulled it again, and it pulled very much against me. I went up stairs and knocked at my landlady's door, I saw, but I could not particularly observe what it was I saw, it was a person laying there, which very much alarmed me; I desired them to go down and look into the dust hole for there was somebody there that ought not to be; my landlady went down and met the old woman the prisoner, standing on the stairs, and went down and found the sheet in the dust hole; she said that she had been there to sleep and I had awaked her; it was between eleven and twelve.

Court to Mrs. Smith. How long had you left the kitchen?—It might be two or three hours, I cannot justly say.

Court to Mrs. Elder. Was the old woman drunk or sober?—She appeared stupid.

Prisoner. I never saw the sheet nor had it till I see the gentlewoman had it in her own room; I had four witnesses here on Saturday but they could not come to day.

sworn.

I am a constable, I produce the sheet; I took the woman into custody and took the sheet, and have kept it till now.

GUILTY. (Aged 65.)

Confined one month in Newgate and fined 1s.

Tried by the first Middlesex Jury before

Mr. COMMON SERJEANT.

473. ELIZABETH MERCHANT was indicted for stealing, on the 7th of May, a silver watch, value 2l. a silver watch string, value 2d. a stone seal set in P p metal

metal, value 8d. a watch key, value 1d. the goods of Thomas Angel.

THOMAS ANGEL *sworn.*

I am a taylor; I work for my father, I am a single man. As I was coming up Holborn the 7th of May last, this prisoner accosted me and told me she was a poor distressed woman, it was Tuesday morning about two o'clock; I had been in some company but I was quite sober; I went into company about eight o'clock in the evening at Bagnigge Wells.

Q. Did you continue in that company till two o'clock in the morning?—Not quite all the time, we had been drinking together.

Q. Was it a party of men or women?—Men.

Q. Did you drink all that time?—No.

Q. What liquor did you drink?—Negus; I went with another young man; there were five in company with me, I had not been drinking all the while, I was quite sober, after I came into Holborn I was by myself; I live in Gray's Inn-lane; she accosted me and said, she was a poor distressed woman and had no home to go to, this was nearly opposite the George and Blue Boar Holborn; I felt her pull the watch out of my pocket, I walked a little up Holborn with her, and I had stopped about two minutes with her and returned back.

Q. I understand you that you was going home, did you go back again?—I walked a little way out of the way for home while she was telling her story; when she robbed me I was just standing still, I was talking to her; this was in Holborn.

Q. Did she say any thing about the watch to you?—No.

Q. Did you see the watch go?—I felt her take it out of my pocket; it was a silver watch.

Q. Did you say any thing to her at the time?—I charged her with taking

my watch, and she made many oaths that she had not, it was in my coat pocket, I had drawn it up about an hour and a half before, and put it in my coat pocket, I did not put it into my fob.

Q. It seems to me that you felt it go out of your pocket?—I did.

Q. Did you feel her hand in your pocket?—I did.

Q. Did you catch hold of her hand?—I did not, I put my hand to her and said, you have got my watch; she made a great many oaths and said she had not; I immediately called watch, one came from across the way, and I told him that she had taken my watch from me, and she tried to strike me; we went to the watch-house and while I was giving a description of the watch she came up and hit me in the face; the watchman took the watch from her as we came along, out of her hand; he is here.

Prisoner. Ask him if he did not give me the watch?—I did not on my oath.

Q. Ask him if the watchman took the watch from me?—He did.

Q. Ask him if he did not go to my apartments?—I did not, she said she had no apartment, she had no home.

PHILLIP WELCH *sworn.*

I am a watchman; I came up to the call of the prosecutor; when I came up the prosecutor told me that this girl had robbed him of his watch, and bid me take her into charge; I told the girl if she had it to deliver it to me; she said she had not, we took her a part of the way to the watch-house, and she said, it may be the gentleman might have dropt it; then we came back to search the place for fear it should be there, and it was not there; she went back with us, as we could not find it, we were taking her up towards the watch-house and she puts her hand up somewhere about her cloaths and takes the watch out; there was another watchman behind her, but I saw it

it first in her hand, the watchman behind called out there is the watch, so I took it from her, I had it for about four hours till I went to the justice's, when I gave it to one of the Bow-street officers, the reason why I gave it them was because I had got a drop in my head, and I was afraid I should lose it.

JOHN LYONS *sworn.*

I am a watchman; I know the prosecutor; I was not called to assist him, I came of myself, when I saw this young woman and man and watchman coming up Holborn, I crossed the way and asked him what was the matter? they told me this woman had robbed that young man of his watch, this was said in her presence; I told them to take her away to the watch-house and let her be tried there; then I kept walking behind her, and I saw her pull the watch out from under the waist of her gown; I laid hold of her by the hands, and I said here is the watch, and then Welch the watchman, laid hold of the watch and dispossessed her of the watch; it was brought to the watch-house, the watchman took it to Bow-street the next day.

Prisoner. Did not you tell the justice that you had the watch of the officer?—The other watchman took it from her; I had hold of her right hand, and she took the watch from under the waist of her gown.

HENRY CROKER *sworn.*

I belong to Bow-street; I was at Bow-street, and I took the watch out of Welch the watchman's pocket, he was very much in liquor, and going to be ordered out of the office, therefore I took it out of his pocket, and produced it before the magistrate; I have kept it ever since.

JOHN CANN *sworn.*

I was the constable of the night when the girl was brought to the watch-house;

the watchman Welch brought the watch, Mr. Angell charged her with robbing him of his watch; he had been at Bag-nigge Wells to spend the afternoon with his friends; the prisoner did not say much to it; as soon as I took the charge she upped with her fist and knocked him down, made the blood come out of his head; likewise she knocked the watchman down that was in the watch-house; this is the watch I know that was taken from her; she owned she had it; the watchman was very sober when I took the charge, it was about two o'clock; but he was drunk when he got to Bow-street, and Mr. Bond told Mr. Croker to take the watch from him, which he did.

(The watch deposed to by the prosecutor, by the name, Samuel Stevens, and the No. 302.)

Court to Prosecutor. Did you ever give her the watch?—No.

Q. Had you any money about you?—I had.

Q. Are you in the habit of putting your watch in your coat pocket?—Sometimes I do of an evening when I am going home.

Q. Do you think it safer there?—Yes, rather.

Prisoner. It was about half after twelve when I first met this young man in High Holborn, I had known him some time, he had been in my apartments before; I told him I was distressed by my landlord, on account of not having money; so as we could not go to my room, we went down a court called Feather-court; he said he would make me the usual compliment, he said, hold my watch till you oblige me, and I will give you the crown immediately, I obliged him in the said court; after he was obliged, he asked me for the watch again; I told him I would give it him after he had made me the present; he said

said he would have it or charge the watch with me; I told him he was welcome to charge the watch with me; with that he went down into Turnstile, and going through there he called watch, he came, and I would not say that I had it, he sprung his rattle, another came, and the watchman and him laid hold of both of my hands; I then said that I would rather go without the money than go to the watch-house; likewise he told me before if I would return it he would give me the crown; after that they went to the watch-house with me. I have been under the doctor's hands ever since I have been in Newgate; likewise the prosecutor struck me before I struck him; I knew him about five or six months before.

GUILTY. (Aged 37.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

474. **WILLIAM TURNBULL** was indicted for that he, on the 24th of July 1783, did marry one Sarah Hemmings, spinster, and afterwards, on the 23d of February last, in the parish of St. George's, Hanover-square, did marry one Harriot Brown, spinster, his former wife being alive.

(The indictment was opened by Mr. Schoen, and the case opened by Mr. Knowlys.)

JOHN PLASKETT *sworn.*

I am parish clerk of St. Botolph, Aldgate. I have the register of the marriages, William Turnbull and Sarah Hemmings were married there in July 2, 1783.

—— **CADDICK** *sworn.*

I am a clergyman of the Church of England.

Q. Be so good as to tell us whether you attended that marriage?—I did; the defendant Turnbull, was the man that was married, and Sarah Hemmings was the woman; I knew them both; I saw Sarah Hemmings about six weeks or two months ago, I saw the prisoner with her; I am sure it is within two months. I think it was some time in the beginning of March; I am sure it is since February; they came to relate to me that they both had agreed to part, and that they had signed bonds to part, and that they had not cohabited together for some time, and they desired me if any body enquired after a marriage, to be so good as to say I did not recollect it; I said if I was called upon before a justice I should speak the truth.

Mr. Knapp. I presume you have been in the Church a good many years; this appears to be in a Church out of your own parish?—It is.

Q. Have you often done duty in this parish?—Never before nor since.

Q. I presume every person that you marry you don't recollect their faces?—I do not.

Q. You remember some conversation between Sarah Hemmings and the prisoner about a separation; then you know Mrs. Hemmings to have agreed to it as well as the prisoner?—It was so.

Q. If I understand you Sarah Hemmings, as well as the prisoner, desired if any body was to enquire, you would say you did not recollect the marriage; you say you have known Sarah Hemmings since?—I have.

Mr. Knowlys. As you only officiated in this instance at this place, how came you to officiate then?—By the particular desire of Sarah Hemmings; I had known her from a girl.

Q. Then you cannot be mistaken in her person?—I cannot.

CALEB FLEMING *sworn.*

I have got the original marriage books of St. George's, Hanover-square; I am the

the clerk. (Reads) "William Turnbull of this parish, and Harriot Brown of St. Luke's, Chelsea, were married in this Church by licence, the 23d of February 1793, by me J. Downes, minister."

Q. Do you remember the man?—I do not; I was not there at that time.

Mr. Knapp. Is this the only book of registers you have?—It is.

HARRIOT BROWN *sworn*.

Q. Do you know the prisoner at the bar?—Yes.

Q. Was you ever married to him?—Yes, on the 23d of February last.

Q. At that time had you any suspicion that he was a married man?—Not the least.

Q. How long after was it, you was persuaded that he was a married man?—I had suspicion that he was a married man ten days after I had been married to him, and I left him immediately.

Q. When did your acquaintance first commence with him?—About a year and five months before.

Q. Where did it commence?—At Mr. Martin's.

Prisoner. I am not guilty of what is laid against me. I never lived in the parish of St. Botolph's, nor Sarah Hemmings.

GUILTY.

Imprisoned one year in Newgate.

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

475. BRIDGET OATES, ARTHUR SMITH and ROBERT NEWMAN, were indicted for stealing, on the 28th of May, a pair of leather boots, value 10d. a muslin neckcloth, value 3d. and seven shillings in money; the goods, chattels and monies of James Farrell.

JAMES FARRELL *sworn*.

I am a gentleman's servant belonging to Mr. Duberly in Soho-square. Last

Tuesday night, the 28th of May, I asked my master leave to go and see a friend of mine; I came home to my master's house between eleven and twelve in the night, I rang the bell, there was no one answered; I went over to the rails in Soho-square, I looked up and saw a light up stairs of my master's house, but none in the kitchen; I thought I could not get in; I went to St. James's-street, Oxford-road, to get a bed there; I could not get a bed there under three shillings, I thought it too much, I came back to Oxford-road again towards my master's house, and at the corner of Charles-street I met Bridget Oates and another woman standing along with her, at the watering house; they asked me where I was going? I said I was going to get a bed; I believe this was very nigh one o'clock, or past one; they asked me how much I would stand for a bed to go home with them? I said I should not begrudge two shillings, as I was fastened out, and I wished to have a bed; they took me to New-street, in St. Giles's; Bridget Oates and another woman went up stairs, Bridget Oates unlocked the door and let me in, and this other girl came along with her; I gave Bridget Oates six-pence to go for some brandy; she came back and said she had got none, she could get none at that time of the morning; I was naked at the time, I was in bed, and the other woman that came up with her was in bed too, and part of her clothes off. Bridget Oates said she could get no brandy; so I desired them to share the six-pence between them; Oates then came into the bed; my clothes lay in the window on a board; my money was in my boots, my boots were underneath my coat and waistcoat, on the window ledge, my money (seven shillings) was in my boots, I took it out of my waistcoat pocket and put it in one boot, my boots were covered with my clothes; I heard the money gingle as she touched the clothes; I told her there was no money

Q 9

money there, only a few halfpence in my pocket; she asked me did you think I was going to rob you? I said I don't know; immediately she got up and went to lock the door; she went down stairs but did not lock the door; at this time I slumbered to sleep; I awaked again, I believe it was two o'clock, and she brought this Robert Newman up; the other woman went away the same time as she did.

Q. Did she dress herself?—I don't know because all was in the dark; I was sober at that time.

Q. Was you sober at eleven o'clock?—No, not quite, I had drank share of a pot of beer, and a glass of gin; while I fell asleep Bridget Oates went out for Robert Newman, and came in about two o'clock.

Q. You had been asleep between one and two?—Between one and two she was in the room, and then I dozed asleep, but I believe it was two or half past two when she was in the room with Newman, and Newman brought a stick up and struck the foot of the bed, and asked what was the reason I should come into his wife's apartments? I made answer that I paid for the bed, she made answer and said that was her husband and I must quit the room, and they put me out of the room, and I left all my things in the room all but my coat, waistcoat and hat; he called out stop thief! the lace was gone off my hat, when the watchman came he found my neckcloth hid between two pails; Robert Newman said that the woman gave him the boots.

Q. How came you when you knocked at your master's door at half past eleven to leave the door?—I went and pulled the bell, I rung it the same as I usually do; my master was not at home, and therefore they went to bed earlier; I made noise enough for them to come to the door.

Q. What servants were there in the house?—Two maid servants, they both

lay in the same room, the front room where the light was.

Q. And yet you saw that light and chose to go away again! and when you could get a lodging at a creditable place for three shillings, how came you to go and spend two shillings and six-pence on these women? Did not you know they were common prostitutes?—I did not know what they were, I knew they were out a night walking; they made an agreement that I was to have a bed.

Q. And a bedfellow to! what did you do from half after eleven till half after one?—I was up in James's-street, I was looking for a bed at several houses, at two or three houses.

Q. And do you mean to say you was two hours looking for a bed?—I was; and I went into a house where I thought I could have got a bed, and could not get one, the man was in bed.

Q. Then your boots were taken when you was asleep, and your money and your neckcloth, and when you awaked there were neither of the women there?—I found Bridget Oates and this man Newman.

Q. Of your own knowledge you don't know who took the things?—I do not.

Q. Did you ever know these women before?—Never before.

TIMOTHY PENDERGRASS *sworn.*

I was watchman of St. Giles's; I was just coming down the street crying the hour, between two and three o'clock very near three, this man cried out watch, so the other watchman came; I came across to him when he sprung his rattle, and came to his assistance, we went up both together into Bridget Oates's room, and this Robert Newman was coming down as we went up, we went up and searched the room over for this man's things; we did not stop him then; Bridget Oates desired us

to search the room, and I found this neckcloth between two pails, it was in a pail, and another pail laid on it; then after that she was charged with the watch, and she was carried to the watch-house by this Hagan the watchman and my assistant; I was ordered to bring this Bridget Oates down to New Prison, Clerkenwell, after that I took her in, she made a discovery against this Robert Newman; she called me in, and says, I will not be condemned nor transported for nobody; I will tell you who has got this property, Robert Newman, in High-street, St. Giles's. Says I, if I can get them there I will certainly apprehend him; I went to a public house, and had intelligence of him there, she told me that he took them out of the room, and took the lace of the hat off, she thought he had the lace and money as well as the boots; after I had gone up to High street I enquired after this man at several public houses, they told me there was no such man, but I went into one house and I was informed he was just gone out, I walked out after him, and he turned the corner, I went in again to this publican and told him to deliver a message to Robert Newman that I wanted to see him in Dye-street; I walked out and when I came to Dye street, I met Robert Newman and another walking up Dye-street, he made a discovery and wanted us to take two half crowns, I said I wanted none of your money at all, you must go through the law; and he said he would pawn his shoes, coat and hat, and pay for the lace of this Farrel's hat; I told him I would not take any thing; so I took him before the justice, so the justice sent the constable and me down to Mary-lc-bone, he told me he gave them to one Smith a gipsy there, so Smith had the boots.

Prisoner Oates to Prosecutor. At what end of the street did you drink with me? — I did not drink with you.

2. What did you say to me down in New Prison?— I asked her to give me the lace of my hat, and I said I did not want to do her any harm if I got my own property.

2. Did not you want me to give you a guinea?— I did not.

— KENNEDY *sworn.*

I am a peace officer at Marlborough-street. On the 29th of last month the magistrate called me in and gave me a search warrant to get a pair of boots at Smith's apartment; Newman told me where to go, I went and I found them in Bennet's-court, I found Smith there; I told him I had a search warrant concerning boots, I have got the boots, says he, and I will go with you to the magistrate and take them with me for Newman gave them me, and Newman said he gave them him. (The boots deposed to.)

All three Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

476. THOMAS PENNY was indicted for stealing, on the 2d of April, a muslin cravat, value 2s. the goods of William Robinson.

WILLIAM ROBINSON *sworn.*

I am a carpenter: I lodged in April last in Size-yard, Whitechapel, at Mrs. Shears's; the prisoner at the bar, lodged in the same room with me. On Tuesday morning six o'clock, I left the prisoner in bed, and I went down into the country, and came home on Thursday the same week; when I went on Tuesday I left all my clothes in the box, and when I came home on the Thursday night my landlady asked me for the things to wash, because she always washed for me; I told her I had put them in the box, and for her to take them

them out; it was a box that I put my dirty linen in; she told me she went to the box as soon as she was up, and the things were missing, and Thomas Penny the prisoner at the bar was gone; I have two boxes, one in which is my clean linen which is locked, and the other which is for my dirty linen, and that was open; there were several things lost besides the cravat; I asked where the man that lodged there, the prisoner at the bar, was.

ELIZABETH SHEARS *sworn.*

I am the landlady of the house; this young man, William Robinson, has lodged with me upwards of a year and a half; the other came in the middle of the week, the Wednesday before Easter, and he asked me on Saturday night what I charged for my lodging? I told him fifteen-pence a week; and he said he supposed if he gave six-pence that would do, and then he would begin the next week with me; the Tuesday after he went away, I was in my bed at the time when he went away; I generally makes a rule to go up into the bed rooms as soon as I can to open the windows, and do my business, and then I went to the box to take out the dirty linen to wash it, and get it up, there was nothing but the coarse apron, and that was not in the box; on that I enquired of this young man when he came home on Thursday, what he had done with the clothes? thinking he had locked them up in the chest; Penny left the lodgings the same morning as the young man went out, and he never returned, nor we never see any thing of him till Mr. Robinson met him and took him up with his clothes on his back.

Court to Robinson. When was it you apprehended this man?—Whitsun Tuesday in the morning, between eight and nine o'clock; I was robbed on Easter Tuesday morning, and Whitsun Tuesday I met him in the Strand; when I met him I saw that he had the property belonging to me on him, he had one of the

cravats about his neck, and a pair of stockings; I took him into custody, and took him before a justice, and he was examined; as to the stockings I could not safely swear to them, but as to the cravat I could.

Prisoner. When you met me in the Strand, and you told me I was your prisoner, did not I go with you very willingly?—Yes, you did, very peaceably.

MACAULY *sworn.*

I am a constable; I attend the public office, Whitechapel; I took the cravat off the prisoner's neck. (Deposed to.)

Prisoner. I bought that property at the pawnbroker's in Rosemary-lane; I had no money to subpœna him here; he came before this gentleman and said I had bought one, but he could not remember whether it was this one or not.

GUILTY. (Aged 46.)

Imprisoned one week and publicly whipped.

Tried by the first Middlesex Jury before.

Mr. COMMON SERJEANT.

477. **ELIZABETH WILLIAMS** was indicted for stealing, on the 4th of May, a silver tea spoon, value 6d. three linen napkins, value 1s. a linen napkin, value 4d. the goods of Sarah Taunton.

SARAH TAUNTON *sworn.*

I live in Market-lane, St. James's-Market, No. 19. Elizabeth Williams lived with me five months and a fortnight; I always thought her a very honest servant while she was in my service; I had no character with her only from her sister. On Sunday the 5th of May, a young man came to me after dinner, and asked for the name of Elizabeth, and asked if she had lived with me? I told him yes; I had then discharged her, and

and she was at a grocer's, another place, she had left my place about six weeks to the best of my knowledge, I told him that such a person had lived with me; he pulled out some tea spoons and asked me if any one of them were mine? I owned one; I went afterwards to her place, looked at her box with the constable, and found this property in her box; I went to one Mr. Barnes's a grocer in Princes-street, Piccadilly, on Sunday the 5th of May, and in her box was found three pocket handkerchiefs, a napkin, and a tea spoon.

Q. Was she present?—She was not.

Q. Was the box locked?—It was, and was opened by Price the constable; she was taken up by the master, Mr. Barnes; I did not appear against her the Monday, because he came to me the Monday morning, and begged I would not, and that he would not go; so by that she was discharged; when she went to the constable to demand my property, and likewise her own spoons, the constable would not give them up. I was sent for to Bow-street about a month ago last Saturday, by an order from the magistrate to go there and prove my own property; when I came to Bow-street I saw my property, and was very much against swearing to it, but I did at last.

Q. Is there any mark on it?—Yes.

Q. Who took her up at that time?—Nobody; she went to the magistrate to demand the property of the constable as I did not appear against her.

Q. She behaved well in your service?—Exceedingly rude several times which made me part with her at a day's notice.

Mr. Knapp. This unfortunate woman at the bar lived with you five months, during that time she deserved a very good character. ?—Yes, as far as I know.

Q. You say in consequence of some information you went, and in her box the spoons were found?—No, the gen-

tleman brought the spoons to me; there were more than one spoon, six or seven in the whole, and one of mine.

Q. You did not mean to prosecute her?—No.

Q. Did not you desire her to go to Bow-street to claim her property?—No, I told her to get the property and I would not hurt her.

Q. Then she did go to Bow-street to claim the property of her own accord?—She certainly did go to Bow-street.

Q. Do you know how often she might have gone to the constable's before she went to Bow-street?—I do not.

Q. Did you ever hear that she went to the constable's two or three times?—Yes, at the justice's.

Q. A week had elapsed before you got to the justice's?—I don't know whether it was a week or a fortnight.

Q. At last she was charged on your complaint, now she is committed and on your charge?—I have spoke the truth.

Q. You was very much against swearing to the property?—I did not wish to hurt her.

Q. What became of the property after you searched her box, was she discharged from Mr. Barnes's service?—The matter is, she was employed by Mr. Barnes as a charewoman, I fancy he did discharge her in two or three days, he did not immediately, I never went to the house again.

Q. Did not you go back to Mr. Barnes's?—Never there only Sunday the 5th of May, and that day the prisoner was not there, she was at the Round house.

Q. Then she was not by when the box was searched?—No.

Q. Then whether it was her box or not you don't know?—I make no doubt it was her box, I know it was her clothes.

Q. You told the prisoner to go to the constable for the property, where did you

see her?—At her lodgings.

Q. I believe you have lost your husband?—I have.

Q. I believe she attended him to the time of his death?—I beg your pardon, I attended him myself.

Court. When you came to this Mr. Barnes's you examined the box?—I cannot speak to the box.

Q. Who was present?—The constable, Mr. Barnes and myself.

Q. You desired her to get the property?—I told her if she would get the property I would not hurt her.

Q. It was by your request she applied to the constable?—It was.

Mr. Knapp. The prisoner went by the appointment of the constable to the magistrate?—I don't know nothing about it.

Q. Did not you hear that she had been before to the magistrate, and the constable was not there, and she attended another day?—I know nothing about it.

JOHN PRICE *sworn.*

I am the constable of St. James's parish; I was present when these handkerchiefs and this napkin was found in her box, she gave me the key.

Q. Have you got the key here?—No, I gave it her back again, it was a paper box, a ban box; that was not locked where these things were, I am sure of it; the spoons were in a box that was locked but not the napkin and handkerchiefs, the spoons were in a trunk lined with leather, it was a common key she gave; I asked her which was her box? and told her it would be better for her to tell; when I took these things the prisoner was in custody at the watch-house, then she was examined the next morning for another robbery, I was constable of the night on Saturday night; I did not attend before the magistrate because the watch-

house keeper had took her up till I came; I was attending on Mr. Hastings's trial.

Q. Are you an hired constable?—Yes. Because you ought to know that when a person is trying for one offence you have no right to give evidence of any other.

Q. How long have you been a constable?—A year and a half.

Q. I think you should have known your business better than to give evidence in this kind of way. When did you see her after she called at your house?—Two or three times after, she came for the property.

Q. Why did not you deliver it to her?—The magistrate advised me not to do it.

Q. Did you go to the prosecutor with it?—No, I did not, I did not think it was proper, I did not know who to deliver it to; I went to Mr. Addington's and he desired that the maid might come forward and swear to the property.

Q. Did you tell her if she came before the justice that she would have it?—I did, I told her so, I fixed the time.

Not GUILTY,

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

478. EDWARD STACK and MARY STACK were indicted for stealing, on the 13th of January a feather bed, value 11.10s. two woollen blankets, value 9s. a feather bolster, value 4s. two feather pillows, value 8s. a looking glass, value 10s. an iron trivet, value 9d. a flat iron, value 6d. an iron footman, value 3d. a mahogany tea board, value 1s. the goods of Mary Justice in a lodging room.

Edward

Edward Stack acknowledged himself Guilty and exculpated his wife.

Edward Stack GUILTY.

Transported for seven years.

Mary Stack Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. COMMON SERJEANT.*

479. HEBDEN DAVIS was indicted for stealing, on the 30th of April, eighty four yards of printed callico, value 12l. two half pieces of muslin containing thirty six yards, value 6l. the goods of Edward Johnson and Edward Coston.

ROBERT TWYDELL *sworn.*

I am an apprentice of Mr. Henry Hall of Union-street in the Borough, a linen draper. On the 30th of April I packed up four pieces of printed callico and two half pieces of white long cloth muslins, I delivered them to Mr. Johnson's boy when I packed them up, I put them in a sheet; it was between four and five o'clock in the afternoon.

EDWARD HARPER *sworn.*

I am a servant to Mr. Edward Johnson, his partner's name is Edward Coston, they are callico glaziers, I received a bundle of Robert Twydell about four or five o'clock in the afternoon, on the 30th of April; they live in little Distaff-lane, No. 4; as I was bringing this muslin from Mr. Hall's in the Borough, a man met me in Thames-street.

Q. Who was that man?— I don't know, he told me I had got the wrong goods, and I went back, and at London Bridge he told me to put them down that he might take them up, and that he would follow me to Mr. Hall's; I put

them down and left them, and I went a little way further, the man told me to go to Mr. Hall's; and I saw the prisoner at the bar going the wrong way with them; I left him and was going to Mr. Hall's, he said he lived at Mr. Hall's and I put the goods down for him to take up.

Q. Had you observed him before he had taken them up?— No, I ran back again, and Mr. Merriman made him drop the goods, and I stood by the goods while Mr. Merriman caught the man.

Q. Had not the man the goods with him?— Mr. Merriman made him drop the goods.

Q. Are you sure that is the man that had the goods?— Yes, he had them on his head.

Q. What became of the other man when the bundle was put down?— He went towards the bundle.

Mr. Knowlys. When Mr. Merriman stopped this man, the man whom you first saw ran away?— He did.

Q. This man you had not seen with the other man?— I had not.

Q. He was taking them up on his head as a porter would do?— Yes.

THOMAS MERRIMAN *sworn.*

I am a constable of the City; on the 30th of April between five and six I was coming over London Bridge, I saw the prisoner at the bar in company with another and the boy in one of the arches, the prisoner had his hand behind him on the property, while talking to the boy.

Q. Who was talking to the boy?— Both of them together, the prisoner and one that made his escape; I crossed the other side of the way and walked backward and forward, for a space of a couple of minutes and see the prisoner run off with this here property, he had got it on his head, and the other followed him a little way; I immediately pursued the prisoner.

prisoner and caught him by the collar, he was running towards St. Magnes's Church; immediately he threw it off his head and ran about twenty yards further, I there got hold of him and brought him back to where the property lay.

Q. Are you sure that is the man?—
I am positive.

Q. Are you sure that is the bundle?—
I took it into my own care and have had it in my possession ever since; I sealed it up.

Mr. Knowlys. You must not be correct in one part, for the boy told us he did not converse with the prisoner?—
They were both talking with the boy.

Court. How near was you to them?
—Just passing the arch way.

Q. What became of the other?—He
ran away; he ran away as soon as I
caught hold of this man.

JOHN GARLING sworn.

I was going over the Bridge; I am a porter, and Mr. Merriman the street keeper, he had stopped the prisoner, and I came up directly as he stopped him, I saw the bundle fall on the pavement, but whether it fell off his shoulder or head I don't know, but immediately the prisoner ran away and Mr. Merriman after him; and he called to him to bring the property after him; that is all I know about it.

Edward Johnson. I only can swear to this board that it belongs to me. My partner's name is Edward Coston.

Mr. Knowlys. What is the name of your other partner?—I have no other.

Prisoner. I was going over the bridge promiscuously, a man asked to earn a shilling; I asked him what it was to do? says he, it is to carry a little parcel to Fenchurch-street, accordingly I goes a little way with him, he appeared like a porter, so the boy put it down and I took it up.

The prisoner called six witnesses, who gave him a good character.

GUILTY. (Aged 26.)

To go for a Soldier.

Tried by the London Jury before

Mr. COMMON SERJEANT.

480. JAMES MULLEINS, was indicted for uttering on the 26th of May a Counterfeit shilling to Susannah, the wife of Luke Cafe.

Indicted in a second COUNT for having at the same time another bad shilling, in his possession.

(The case was opened by Mr. Knowlys.)

SUSANNAH CASE sworn.

I am the wife of Luke Cafe; I keep the Black Raven in Golden-lane, I know the prisoner at the bar; last Sunday week he owed me four shillings for beer and for things that he had at my house, I had seen him before several times, he came on Sunday morning to pay it; last Sunday morning was a week, he paid me down the four shillings; I looked at the silver and I thought they looked rather blackish they looked as if they were badish, they had a blouzy blackish look, and he asked me if I knew the reason why they looked so dark? I said no, he said it was the sweat of his pocket; I got a person who was a stander by, to be so kind as to look at it, and they said they thought they were bad, and would not have me take them, then I gave them to Mullein again, and he laid down four more, the same person that had looked at the others looked at these, and he said to Mullein these will not do, they are all of the same stamp, and I refused them, then Mullein had them all again, he had these eight again; he put down four more and the same person said, they will not do, all these

these twelve are alike.

Q. How many shillings did he produce in all do you think?—I cannot justly say, he had all of them again, he had a hand full of silver.

Q. After you had returned the twelve was there any more offered?—Yes, sometime after that he had two sixpennyworth of crank that made it five shillings, Mulleins called me a little while after and said take your reckoning, he said you recollect I gave you four shillings, I said you recollect I gave them you back again for they were all bad; he said I ask your pardon, and then he laid down five shillings which was to pay the whole reckoning, the score and the two sixpennyworths of crank, and I said Mulleins I think these looks as black as the others did; I asked two or three people to look at them and they pronounced them bad, and I refused them, I kept these five in my hand, then Mulleins gave me five more and they were looked at and they were bad, they appeared to be of the same sort, I kept all the ten together in my hand, and there were some words arose and I sent for Mr. Lett a constable; my husband was out and I had nobody but myself, and when he came I asked him to be so kind as to look at the silver for me, he said they were all bad, the prisoner said then he got them of his master, he took three pounds of silver of his master; when Mr. Lett said they were all bad he struck Mr. Lett, and Mr. Lett sent for Mr. Newman.

Q. Did Lett give him any provocation except saying they were bad?—No other. When Mr. Newman came, Mr. Newman insisted upon searching Mulleins before he went out of the house, he did search him, I saw him take the money from Mulleins, I don't know how much exactly.

Q. What became of the ten shillings which you had in your hand?—I gave them to Mr. Newman when he came in, and he said they were bad.

Q. Did you give the ten shillings immediately to Newman?—I gave them to Mr. Lett and he gave them to Newman.

Q. Do you know whether Lett kept them in his hand till Mr. Newman came?—I am sure he did.

Prisoner. I wish to ask her whether ever I paid a bad shilling to her before?

Court. What business is this man?—He told me he is a smith, I don't know no other.

Q. How long have you known him?—Two, three, or four years, about the neighbourhood, he used to call frequently at the house.

Q. Had you ever received any money of him?—Yes, several times.

Q. Did he ever tender you any bad money before?—Never to my knowledge in my life.

Prisoner. Have you ever been paid the five shillings I owed you?—No.

WILLIAM LETT *sworn.*

I am a constable, I was sent for to the Black Raven on the 26th of May, by Mrs. Case; she said that her husband was gone to Gravesend; she said that that man had behaved very ungentle, and had offered money that was bad to pay his week's score.

Q. Did you see the money in Mrs. Case's hand?—Yes, and I took it out of her hand, and I said they are all bad ones, and he called me all such names you would be amazed to think.

Q. Did you give him any other provocation than saying the money was bad?—No, none at all.

Q. What did you do with that money that Mrs. Case gave you?—I kept it, except one night I gave it to Mr. Newman.

Q. Was the prisoner searched in your presence?—Yes.

Q. Did you see what was found on the search?—Yes.

S s

Q. Who

2. Who searched him? — Newman.

JOHN NEWMAN *sworn.*

I was sent for to Mr. Cafe's house, I received twelve shillings of Lett, I wrapped it up in a piece of paper and tied it up, and the next morning I gave it to Lett again before the alderman; I searched the man, and by force, for I was forced to throw him down in a chair; I found fifty three bad shillings in his breeches pocket and five in his waistcoat pocket.

Prisoner. Did you find any good silver in my waistcoat pocket or no? — No, none at all.

JOHN CLARKE *sworn.*

I have been engaged in the Mint prosecutions, and given evidence upwards of twenty-five years; these twelve are all bad blanks without any impressions, they appear to be of the same manufactory, these fifty three appear to be of the same manufactory except one which is a frenchman, the five are all counterfeit of the same impression.

Prisoner. There was a man lodged in the room where I live, who pretended to be a gardiner, he got up at three o'clock this morning, and when I got up I found these shillings laying in a loose paper, I took them up and I went down to pay my reckoning with them.

Court. You forget that you told the woman that you received three poundsworth of your master? — I did not say any such thing.

GUILTY.

Imprisoned in Newgate for one year and to find security for two years more.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

481. DANIEL ISAAC EATON was indicted for publishing a certain scandalous, malicious, and seditious libel.

(The indictment was opened by Mr. Feilding and the case by Mr. Garrow.)

GEORGE HUMPHRIES *sworn.*

I know the defendant Daniel Isaac Eaton, I saw him once at his house in Bishopsgate-street, I think the beginning of February last or the latter end of January, it was at No. 81, Bishopsgate-street; I bought some books there at that time, I did not buy this book then, I saw him subsequent to that; it is intituled, "Rights of Man combining Principle with Practice, by Thomas Paine." I saw him after that at the house, I bought it at the same place where I saw him at, when I saw him he was acting as the master I believe; on asking for some of Mr. Paine's works he hesitated selling them, but after some little conversation he sold me some.

2. Did any conversation pass between you at that time when you saw him with respect to the book you had bought? — He objected to selling me those I wanted, I wanted "The Address to the Addressers," I told him I had bought "The Rights of Man," there before; and his wife, I believe, or a woman that I considered to be his wife, said, that she had sold that gentleman "The Rights of Man," with some other of Mr. Paine's works, a little while ago, I believe he said, did you? after that he let me have the other books I wanted.

2. What was the day you bought the Rights of Man? — The 17th of January.

The selected passages in the book read and compared with the record in the indictment, as follows:

Title page, "Rights of Man, part the Second, combining Principle and Practice, by Thomas Paine, Secretary for Foreign Affairs to Congress in the American War;" and Author of the Works, intituled, "Common Sense, and the first Parts of the Rights of Man."

Page 18, "It cannot be proved by what right hereditary government could begin, neither

neither does there exist within the compass of mortal power a right to establish it, man has no authority over posterity in matters of personal right, and therefore no man or body of men had or can have a right to set up hereditary government."

Page 19, "Hereditary succession is a burlesque upon monarchy, it puts it in the most ridiculous light, by presenting it as an office which any child or an idiot may fill, it requires some talents to be a common mechanic, but to be a King requires only the animal figure of a man, a sort of breathing automaton; this sort of superstition may last a few years more, but it cannot long resist the awakened reason and interest of man."

Page 20, "A government calling itself free with a hereditary office, is like a thorn in the flesh, which produces a fermentation which discharges it."

Page 21, "The hereditary system therefore is, as repugnant to human wisdom as to human rights, and is as absurd as it is unjust."

Page 25, "Whether I have too little sense to see, or too much to be imposed upon; whether I have too much or too little pride, or of any thing else, I leave out of the question; but certain it is, that what is called monarchy always appears to me a silly contemptible thing. I compare it to something behind a curtain, about which there is a great deal of bustle and fuss, and a wonderful air of seeming solemnity; but when by any accident the curtain happens to open and the company see what it is, they burst into laughter."

Page 26, "That monarchy is all a bubble, a mere court artifice to procure money, is evident at least to me in every character which it can be viewed."

Page 27, "It can only be by blinding the understanding of man, and make him believe that government is some wonderful mysterious thing, that ex-

cessive revenues are obtained. Monarchy is well calculated to ensure this end. It is the popery of government, a thing kept up to amuse the ignorant, and quiet them into taxes."

Court to Humphries. Was it the latter end of January or beginning of February that you bought this book? — I bought it the 17th of January, but I saw him at his house subsequent to this; I bought it of a woman.

Mr. Vaughan addressed the Jury in behalf of the defendant.

GUILTY,

Of publishing, but not with a criminal intention.

Judgment respited.

Tried by the London Jury before

Mr. RECORDER.

481. SARAH HYNES was indicted for stealing, on the 25th of May, a cotton counterpane, value 1s. two woollen blankets, value 2s. a linen sheet, value 2s. a cotton gown, value 5s. a linen check apron, value 1s. a muslin cap, value 1s. a child's muslin cap, value 6d. two cotton frocks, value 1s. 6d. a pair of cotton stockings, value 1s. 6d. a canvas towel, value 2d. the goods of Henry Townsend.

TOWNSEND sworn.

I am the wife of Henry Townsend; I lost the things in the indictment; the prisoner was my servant at the time I lost my property; I lost a cotton gown I lost two blankets off from her own bed, and one sheet, some were found and some not, my gown she had on when I caught her; I first missed the property the 25th of May; on Saturday she left the house before we were up in the morning and left my door open,

I saw her again on Sunday, it was a cotton gown she had on.

MARTHA TINKLER *sworn.*

I lodge at Mrs. Townsend's. On Sunday morning we went to take a walk in the park, Mrs. Townsend and I, and I see the servant girl, I was a little before Mrs. Townsend, and I said, here she is, she has got your gown on her back.

Q. Did you ever see Mrs. Townsend wear that gown?— Yes.

Q. Did you stop the girl when you found her in the park?— Yes, I did, and we asked her some questions, she insisted upon not going home with her mistress; she did not answer what her mistress asked her, and we got a constable, she had taken the things to Islington, and some she had sold; she said she sold the sheet and blanket for five shillings; she did not tell me the name of the place only Islington at a clothes shop; the other things she had left at a public house in Islington, she could not tell the sign, but she could shew the place, the person that she said where they were was her mother, and she said it was not her mother, she said that she was a friendless girl, and had been out of the country only a fortnight and had no friend at all.

WILLIAM GREEN *sworn.*

I am a constable. This blanket and this sheet I got from Sarah Mills on Monday, I went to Islington for, and fetched them from there by Alderman Boydell's orders; I produce also another small blanket, two linen check aprons, two coarse aprons, a linen sheet, two muslin caps, one cotton frock, a pair of cotton stockings, a canvas towel, a cotton counterpane, and a cotton gown; I got them from the Red Lion Islington, they were left there by the

prisoner, I took this gown off her back, she had it on, on Sunday morning when she was taken.

Prisoner. My mistress sent me to Islington to sell them things.

SARAH MILLS *sworn.*

I keep a clothes shop in Islington; I know the prisoner, this is she I got the things off, one sheet and one blanket, the sheet is burnt with an iron. (The things deposed to.)

Court to Prosecutor. Did you ever give this girl any authority to carry these things to Islington?— No. I had no character with her, I took her from the office in Snow-hill.

Prisoner. My mistress sent me to Islington to sell them things one Saturday night, by that I went and sold them.

GUILTY. (Aged 21.)

Transported for seven years.

Tried by the London Jury before

Mr. RECORDER.

483. **LAWRENCE FLEMING** was indicted for stealing, on the 16th of April, a pewter dish, value 2s. a pot cover, value 1s. the goods of Elizabeth Carpenter.

ELIZABETH CARPENTER *sworn.*

I live in Hare-alley Whitechapel, I keep a public house; I have lived there this twenty years close by the India warehouse; I lost my pewter dish the 16th of April, I know nothing about it only swearing to the property; the prisoner was at work at my house as a carpenter and he used to bring his tools in and take them away, and as I sat at tea I see him take his basket and go out and I thought it was his tools as usual;

I am sure that I had seen the pewter dish in the course of the day before, the 15th I am sure I had seen it then; the dish was used as a cover to a great large salting pan, and the lid was on the pot, I have the pot to match the lid at home; this man is a journeyman carpenter; I have a parcel of rents, and I used to employ him.

JOHN WEAVER *sworn.*

I am an officer; on the 16th of April about six o'clock in the evening, I was coming along Petticoat-lane White-chapel, I met the prisoner with a basket on his shoulder, I had some suspicion seeing something rather round that there was something there more than tools, I asked him what he had got there? he said what is that to you? it is my own property; I said it is to me and I shall see it, he said I should not, however I pulled it off his shoulder, and on the top of the tools I found this large pewter dish and this copper cover, they were covered over with this green coat that they should not be seen; says I, my friend where did you bring this from? says he, I brought them from my own house at Snow-hill; and where do you mean to take it to? says I; to Snow-hill again, says he; says I, I don't think you give a good account of them, and if you cannot give a better account you must go before the magistrate. I got him into the public house before we went into the office where we keep the prisoners, and there he told me that he had been at work for Mrs. Carpenter; I went to Mrs. Carpenter and found he had been at work there, says I, have you missed any pewter dishes? she went round and she said I miss a pewter dish off my salt pan, and a copper cover from my pot. (The dish and cover deposed to.)

Prisoner. There were some taylor's drinking in the house, and I was drinking with them, and we drank pretty freely, and we got to sky-larking, and I did not like it, and I had some beer to myself;

one of the taylor's came to me at last and said, carpenter you had better take your basket and go home, not knowing what was in it, when I went home I took my basket and did not know what was in it no more then of my dying moment; accordingly I was going home and two men met me as I was going home, and they asked me what I had got in my basket? and they took me away directly and locked me up.

The prisoner called one witness to his character.

GUILTY. (Aged 56.)

Imprisoned one month in Newgate and publickly Whipped.

Tried by the London Jury before

Mr. COMMON SERJEANT.

484. **CATHARINE HODEY** was indicted for stealing, on the 18th of April ten yards and a half of muslin, value 1l. 15s. the goods of John Bloomfeild privately in his shop.

JOHN BLOOMFEILD *sworn.*

I am a linen draper in Newgate-street; the prisoner came to my shop on Thursday the 18th of April, about nine o'clock in the evening, she asked for a piece of muslin, being nearest the door I called my young man and told her to step forward, he asked her what kind of muslin she would like to look at? and turning himself round to take the muslin down, when he turned round again I heard him ask her what she had got, in a minute or two after I came up and saw him have hold of one end of the muslin, and the other part was under her cloak and part out, and I took it from her.

Q. Whose muslin was it she had under her cloak?—It was mine, it was marked in my own private mark, and my own hand writing C P. or C H. I cannot recollect which.

T. c.

2. Do.

Q. Do you know whether you had such a piece of muslin?—Yes, I had just before that shewn it to a customer, but I am not able to say whether it laid on the counter or was with the other on the side of the shop.

Prisoner. The prosecutor was not in the shop when I was taxed with taking it?—I was there an hour or two before and after.

Court. How many people may be in the shop besides?—I think three of my own servants.

ROBERT PORTER sworn.

I am shopman to Mr. Bloomfeild. On Thursday the 18th of April about nine o'clock at night, this woman came in and asked Mr. Bloomfeild to shew her some muslin, Mr. Bloomfeild asked her to step backward, I being there asked her what kind of muslin she would have? she said the same as she had before; I immediately turned round to get it and I heard a kind of rustling noise, and I got the print and put it on the counter, and I then saw this muslin under her arm.

Q. Was this muslin in a wrapper?—No, it was quite a different muslin to what I reached down; I immediately took hold of her arm, and laid hold of the muslin that was under her arm, and Mr. Bloomfeild saw me talking to her and he came up, the constable has got the muslin now, before I delivered it to the constable I put our private mark on it besides.

Q. Can you say where it was laying before she took it up?—I cannot say where it was laying.

Q. Can you say what time she took it up?—I cannot.

Q. How many shopmen had you at home that day?—There was another besides my master and me.

RICHARD TILLOCK sworn.

I produce the muslin given to me by Mr Bloomfeild, I have kept it ever since.

Mr. Bloomfeild. It is mine, it has my private mark on the corner, I am not able to say it is my hand writing, but it is one of my mens.

Q. Do you know the hand writing?—It is my mark, I had been shewing the same piece not half an hour before to a customer, and it was all unfolded when she took it up.

Prisoner. I went to the shop in the morning to purchase some muslin for which I paid ten shillings; I went back in the evening for some of the same sort, but before that I had been drinking, and not being accustomed to drink, I did not know what I did, I was not sensible of whatever I did.

Mr. Bloomfeild. I believe my lord she was in liquor a good deal.

Prisoner. I was so much in liquor I did not know the shop.

Court to Porter. When you took it from her did she say any thing?—She denied it, I took it from her and I jumped over the counter and set her down in the middle of the shop, and she denied taking it immediately when I took it from her.

Q. It was under her cloak you say and under her arm?—It was.

Court to Bloomfeild. What is the muslin worth?—Thirty-five shillings at prime cost.

The prisoner called one witness who gave her a good character.

GUILTY,

Of stealing to the value of 4s. 10d.
(Aged 33.)

Imprisoned six months in Newgate and fined 1s.

*Tried by the London Jury before
Mr. RECORDER.*

485. JOHN STEVENSON was indicted for a libel.

(The indictment opened by Mr. — and the case by Mr. Knapp.)

HURL

HURL sworn.

I am clerk to Mr. Moy Thomas; I received this letter from Mr. Stevenson, I know it is Mr. Stevenson's hand writing; I received this letter also from Stevenson's son.

The letter read as follows:

"Mr. Moy Thomas, I find you are the thief that has robbed me of my peace of mind, by causing my wife and children to be secreted, and for which I will make you pay very dear; you have only given ear to Mrs. Stevens, and persuaded her to act as she has done, because you wanted to get the receipts of the rents and to swindle her of the property; on reading your name to Messrs. Phillipson and Bridgeman at Grocers-hall, they said you was a dirty fellow, Thomas Phillipson says the same, and that you merit the halter, and many others say that if I do not sue you they think me rightly served; I will put an execution into every one of the houses, for the recovery of the rent that may grow due, and that is more than you dare to do.

I shall direct to you in future No. 19, Walbrook, attorney, the most noted villain in the City."

John Stevenson

October 9, 1792.

THOMAS PHILLIPSON sworn.

You are stated to say that Mr. Moy Thomas merited the halter, did you say that?—Certainly not, I believe him to be a very worthy character.

Mr. Knowlys. Perhaps you are in the same way of business?—I have seen a variety of letters of Mr. Stevenson's myself, and there are the strongest marks of insanity in the world, I believe he is deranged very much.

The prisoner expressed that he was sorry for what he had written, and be-

lieved Mr. Moy Thomas to be of a very good character.

GUILTY.

Judgment respited, till the next sessions.

Tried by the London Jury before

Mr. RECORDER.

486. **ELIZABETH WOOD** was indicted for stealing, on the 28th of April, 15s. in monies numbered, the monies of Agnes Gray, widow.

AGNES GRAY sworn.

I am a widow. I lost fifteen shillings in money, I keep a Turner's shop, No. 29, Cow-lane, Smithfield; the prisoner came to me on Thursday before Good Friday, and ordered a mat, a broom, a basket, and a whitening brush, and told me I must send change for a guinea, I made a bill out, they came to six shillings and I gave it to her, and gave the change to my girl.

ANN — sworn.

I am servant to the widow lady Mrs. Gray; I had orders the Thursday before Good Friday, to go along with the prisoner at the bar, I took a mat with me and a large hair broom, that was all I took, the prisoner took the rest, the basket and the whitening brush; I took fifteen shillings with me which my mistress gave me; I went with her till she came to Mr. Smith's in Smithfield an oil shop, she said, she wanted something there that was wanting in the house, and if I would let her have the money I should save her the trouble of coming out again, and she would take the things she wanted in with her.

Q Did she live at that oil shop?
— No.

Q Did

Q. Did you give her the money?
— I did, and she went in and came out again, and I went with her to Charter-house-square under the arch way.

Q. Did she lay out any of this money in the oil shop?— Yes, she did, I think it was two pence half-penny, and then she said in Charter-house-square that she had forgot to get a lump of fresh butter, and she said she would go back and get it if I would stop there, and she would not be above five minutes gone; I stopped there above an hour till my mistress fetched me home with the goods, and I did not see no more of her till yesterday week; this happened about two months ago.

Q. Did you know her when you see her last Monday week?— I did not, she was serving a lad in the same manner, and I asked him if the woman had his money from him? he said, yes; I was in Charter-house-square, I watched her then where she went to, she went into the corner of barbian a public house, and when she came out from there, the people of the oil shop to whom the boy belonged came to her and had the money back again; and then she went to an old iron shop and from there to several other places, I pursued her about an hour and a half before I could get any body to get a constable; I took her at last in Cloth Fair, and the constable took her into the public house, the sign of the Punch Bowl in Long lane, where she had served them in the same manner.

Q. Was any of the fifteen shillings marked at all?— No.

Q. Have you the money taken on her?— Yes, the constable has got what was found on her.

Q. Did you part with the other things?— My mistress has got them again.

Prisoner. I wish to know whether ever she saw me before she saw me at Guildhall?— After she had first got the money from me I saw her at Charter-house-square, and then afterwards at Guildhall.

LAZARUS JACOBS *sworn.*

I am a constable; I was sent for on the 27th of May, there were two or three people came to my house; I examined her, I found on her half a guinea and three shillings, but nothing that that young woman could swear to.

Prisoner. I live two or three doors from the prosecutor, I have lived there this two years; the prosecutor and the girl have both of them been at my apartment; I went into Middle-street Cloth Fair last week, and somebody charged me with a defraud, and I was committed to the Compter, this person, the prosecutor, said that she knew me to be the same person by being a tall woman, they have been both at my house in Cow-lane, I don't live ten doors from them.

The prisoner called seven witnesses who gave her a very good character.

Jury to Prosecutor. Did you know that the prisoner did live in Cow-lane?— I did not know it till after she was committed.

GUILTY. (Aged 33.)

Imprisoned six months in Newgate and fined 1s.

Tried by the London Jury before Mr. RECORDER.

487. WILLIAM WILLIAMS was indicted for stealing on the 30th of May, three linen sheets, value 16s. the goods of John Cook.

ANN COOK *sworn.*

My husband's name is John Cook; he is a housekeeper, No. 32, Shoe-lane; last

Last Thursday I had a woman to wash for me, and these three sheets were hanging out on the line, they hung in the yard at the back of my house, I have a little piece of ground there; I saw them there not half an hour before they were taken off the lines; I had my mother to tea with me, and was cutting some bread and butter, my mother pulled some clothes on one side that hung up in the room, and she said, Nancy did not you leave some sheets in the yard? I ran backwards directly, and when I came into the yard, the prisoner stood in the yard, on a plank which supports the wall from falling, it is an old wall, he stood with the sheets in his arms, I don't know rightly the length of ground he might be distant from my house; my yard is very small; I ran to him, and pulled the sheets from him, and he jumped over the wall, and I screamed stop thief! I immediately ran back screaming all the way I went; this gentleman that is here pursued him, and took him on a vacant piece of ground at the back of the yard.

Q. Are you sure that is the same man that you took the sheets from?—I am very sure, and I am very sorry about it; he had a hat on then, and the same jacket he had on that he has on now; the sheets are here, the constable has them; I gave them to him the next day, one is my own, and the pair was a person's up stairs, that I am paid for washing of them, I am answerable for the sheets, there were three linen sheets in all; my own was marked, I. A. C. No. 2. I am confident of the others they are the same sheets, because I pulled them from his hands before he was out of the yard; had they been out of my sight I could not have been so positive.

SAMUEL SUTTON *sworn.*

I heard Mrs. Sutton make a great noise by the stairs, and I ran down stairs,

and when I came down she told me the boy got over the wall into a vacant piece of ground, I pursued him, and I found him concealed in a hole underneath a carpenter's bench, I took him, and the lady knew him directly.

JOHN JONES

Q. Was you ever sworn before?—No.

Q. What will become of you if you tell a story?—Go to the naughty man.

Sworn.

I know the boy at the bar; I see him on the top of George-alley; I did not see him steal the sheets; he said if I told where he hid himself, he would murder me; he was on the top of the hill; I did not follow him; he went down the hill, and crept under a carpenter's bench, and that gentleman that is here was on the top of the hill, and he said, did you see any boy here? Yes, says I, he is under the bench.

JOHN NEWMAN *sworn.*

I am a constable. I produce three sheets, and I had the prisoner delivered to me in charge. (The sheets depoted to.)

Prisoner. It was about the middle of the day, and I was coming by that way, and I had occasion to stop; I was there hardly five minutes before I heard the cry of stop thief, and the gentleman came and took hold of me, and said that I stole a sheet; as to the little boy, I don't know that I ever saw him in my life.

GUILTY. (Aged 14.)

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER.*

488. GEORGE HOOK was indicted for stealing on the 31st of May, a
U u silver

silver bladed fruit knife, with an horn handle, value 4s. 6d. the goods of Richard Jones.

RICHARD JONES *sworn.*

I am a house keeper; I live at No. 25, Ludgate street; I keep a shop. On Friday last the 31st of May, between the hours of twelve and one o'clock, I was behind my counter, I found my window had been broke, and a silver fruit knife gone; I keep a hardware shop; my wife was present at the time, she said, you had better take the things out of the window and send for a glazier, and have the window mended; just before dinner my wife went out to see if she could get a knife out by the hole that was broke, and she could but just touch them; we went into dinner, we had not been at dinner three minutes before we saw the prisoner at the bar, he looked first at one part of the shop and then at another; he then looked up and down the street, I went out at the back door and came into the street that way and Mrs. Jones walked forwards toward the shop, when I came to him he had got a hook in his hand, and was trying to take one of the other knives out of the window, a silver handled fruit knife, he drew it from the situation where it was before, about two inches and a half, he had removed it an inch out of the window; I thought he laid hold of it; I seized him instantly, and took him into the shop myself, and when I took him into the shop he had the hook in his hand, some way or another he dropped the hook out of his hand, that I did not find the hook to produce it when I came before the Lord Mayor, but Saturday morning when I was sweeping the shop I found the hook; when I came into the shop Mrs. Jones went out and pushed the knife into the window as far as she could; I am very positive it was removed, because when I went to dinner I observed where it lay, and I was so

positive with respect to his having the hook on him, that I had him taken up stairs and searched to find it, but did not find it till the next day.

ANN JONES *sworn.*

I am the wife of the last witness. I was in the shop at the time that Mr. Jones perceived the window broke and a knife gone; this was before I went to dinner; I went then into the street to see if I could take a knife out with my finger; I could reach one with my finger, but I could not take one out of the hole it was so very small; I wished Mr. Jones to take the knives out of the window; we went into the parlour the back part of the shop, we never took our eyes from the window till we saw the boy come up to the window, he looked in to see if any body was in the shop, and he looked up and down the street, and then he put his hand to the hole of the window, and attempted to get a knife out; Mr. Jones went out of the private door and caught hold of him before he got the knife quite out, and brought him in; I went out into the street and shoved the knife back again to where he had got it from, it was drawn through the hole about an inch, there was one gone besides this, which I have never seen since; I missed that before I sat down to dinner, we missed the first between twelve and one, and the boy came about twenty minutes after one.

Prisoner. I was looking in at the window when this gentleman laid hold of me, and took me into the shop.

GUILTY. (Aged 17.)

Sent to Sea.

Tried by the London Jury before

Mr. RECORDER.

489. **WILLIAM GARRETT** and **JAMES LAWRENCE** were indicted for stealing, on the 26th of April, a hempen

hempen sack, value 2s. and four bushels of malt, value 18s. the goods of Thomas Palmer.

(The case opened by Mr. Knapp.)

BENJAMIN READING *sworn.*

I am a servant to Mr. Palmer, he lives at Wallingford in Berkshire. I came to town in a barge, and I brought malt to Winkworth's wharf, the barge was there on the 25th of April.

Q. Where is Winkworth's wharf?—At St. Mary Somersets. I went on board the barge about half after eight at night, and I got under one of the cloths, which covers the bulk, and about half after twelve the same night, I heard the cloth rustle, and I saw William Garratt heave a sack of malt on John Lawrence, he took hold of it in his hand, and heaved it on one shoulder, he took it from the outside quarter of our barge; the other person stood down in the hatch, and the other stood on the boat's swell, and heaved the sack to him, he received it on his back, he carried it off from the hatches, and delivered it into the boat's bottom of Mr. Keith's, their master's vessel; it was adjoining to our vessel the inside; Garratt said to the other, will that do? I went on the top of the bulk, and I said, it would not do; I said that is my master's property, you have no business with it; they looked up, but never a one answered; I told them that is my master's property, and the best way will be for to bring it back again, and put it in its place; they jumped down into their master's barge, and says to me, you get down and give us a heave; Garratt said so; with that I made reply, I will not, I am put here in trust to take care of my master's barge, and I will not stir from it, and Lawrence jumped down and lifted it on Garrett's back, and he brought it back.

Q. How soon were the prisoners taken up afterwards?—Between ten and eleven the next day; the next day I gave infor-

mation to Mr. Randal our master's factor.

Mr. Knowlys. Were they not taken at their master's boat?—No, neither of them.

Q. They were close by?—They were.

Q. When you desired them to return the sack they did it?—They did.

Court. What kind of terms are you upon, you and these men; Did you know them before?—Yes, this ten years.

Q. Did they know you was waiting in your barge?—I don't know that they did. Lawrence was watchman in another barge, he was on board of Keith's barge; they came from Abingdon loaded with malt.

Q. You are all then brother barge-men; is it not customary for somebody to be on board of a night to watch?—It is always customary.

Q. You never had any quarrel with these men?—Never had a word with these men in my life.

Q. Nor your master?—No, never, all on good terms.

Q. Is the sack here?—It is.

Mr. Knowlys. They have been in prison ever since the 25th of April?—Yes, from the 26th. (The sack and malt produced and deposed to.)

Court to Reading. Are both of these men Abingdon men?—Yes, and both married men.

The prisoners called five witnesses who gave them an excellent character.

William Garratt, GUILTY. (Aged 46.)

James Lawrence, GUILTY. (Aged 33.)

Recommended by the Jury on account of their good characters.

Imprisoned one week and fined 1s.

Tried by the London Jury before

Mr. COMMON SERJEANT.

290. WILLIAM GIBBS was indicted for obtaining a dozen of mens stockings, value 10s. 6d. of Thomas Parker, under false pretences.

THOMAS PARKER *sworn.*

I am warehouseman to Messrs. John Hancock, Matthew Hancock and Francis Wakefield, they are wholesale hosiers, they live in Clements-court, Milk-street, Cheap-side. The prisoner on the 20th of February came to our warehouse, and asked for a dozen of mens stockings twenty-four embroidered at ten shillings and six-pence; these were the words he made use of, I asked him who they were for? I knew his face very well; after he had looked out the dozen of stockings, I asked him who they were for? he said they were for Mr. Matthew Gibbs, of Fenchurch-street, hatter and hosier, that was all he said; they were entered to him, Mr. Matthew Gibbs was a customer of ours, and had been for many years; after he had looked them out they were tied up, I asked him his name? he said his name was Smith; I never knew that he was the son of Matthew Gibbs till he was taken up, he went away with the goods; I knew his face very well, because I have lived in the warehouse of Messrs. Hancocks near ten years, and had an opportunity of knowing his face very well, but never knew that he was Matthew Gibbs's son till he was taken.

Q. Did you deal with Mr. Gibbs?
— We did.

Mr. Peat. How long have you lived with this gentleman?—Ten years.

Q. The firm is in the manner you have described it?—It is.

Court. You never found your stockings again?—No, never found them again.

MATTHEW GIBBS *sworn.*

I am an hatter and hosier, Fenchurch-street.

Q. Do you know the young man at the bar?—Too well; I am so unfortunate as to be his father; he served part of his time with me, he has been gone from me this three years and a half.

Q. Then no doubt in February you did not send for goods?—I did not.

MATTHEW HANCOCK *sworn.*

All I know of it is, that on the 16th of April I came home to dinner about three o'clock, went into my counting house and there I saw the constable and the prisoner at the bar, my servant in the warehouse told me that that person, meaning the person at the bar, was that person who had defrauded us of different goods, which Mr. Gibbs denied to belong to his account; I had no conception that there was a false account with Mr. Gibbs till this time. Pray, says I, to him, what have you done with the goods? says he, I beg you will send for my father, and I have no doubt but he will settle the matter; says I, are you a son of Mr. Gibbs? yes, says he, I am; I immediately sent for his father, and begged to see him; the message came back that he could not wait on me; I felt a good deal of alarm for the circumstance, I thought it was an extraordinary one, and immediately left my dinner and went to Mr. Gibbs in Fenchurch-street, and told him I was shocked to understand that it was his own son that had these goods, and wished to know whether he had these goods on his account; he said he had not; then, says I, you not owning these goods; I must commit your son.

Mr. Peat. How far does the father of this lad live from your house?—A small distance; so far as from Clements-court, Milk-street to Fenchurch-street:

WILLIAM

WILLIAM GREEN *sworn.*

I am the constable; I know nothing more than apprehending him.

Mr. Peat addressed the jury in behalf of the defendant.

JOSEPH SHAW *sworn.*

I am a china merchant; I have known the young man and his father many years; within these three years I cannot speak of the son, but before that he had a tolerable good character; he is a married man, I think he has either one child or two.

Mr. Hancock. My private opinion of the business is, that the cruel inhumanity of the father has inclined the son to do what he has done; I have heard the story, and understand the circumstance of his having married, and having married a young woman who was a servant, has occasioned the father's displeasure to such a degree, as to send this young man, woman and child into a garret, and to send eighteen-pence at a time to support him, the poor woman and the child; and he knew the situation of the case, he knew that his son had no other mode of getting his bread, but in that line of business. The moment we told Mr. Gibbs, his suspicions led him to his son; the son acknowledged the fact, but in his distress I think he pointed at the right object; I am sorry for the young man's situation.

Matthew Gibbs. I feel myself exceedingly degraded by this gentleman's report; they know that I have done from time to time more than I had a right to do.

NOT GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

491. **WILLIAM ATWELL** was indicted for obtaining twenty-seven la-

X x

dies morocco collars, value 1l. 1s. 6d. of Joseph Berisford, under false pretences.

JOHN EVANCE *sworn.*

I know nothing of the transaction.

JOSEPH BERISFORD *sworn.*

I am servant to Mr. Evance, King-street, Cheapside; I was sent the 16th of April with some ladies leather collars, I don't know how many, to Mr. Belger; I was going along Cheapside about four o'clock, and a man met me, says he, I know your face; soon after the prisoner came up, and he met me the corner of Snow-hill, the man when he met me, asked me where I was going? I told him to Covent-garden; and he asked me to shew him the direction; I shewed him the directions, it was to Mr. Belger, New-street, Covent-garden; this I shewed the man in Cheapside. I met the prisoner the corner of Snow-hill, says he, you have got a parcel for Mr. Belger and he said he was going for it; I told him I had, and the receipt was a guinea and six-pence, and he said Mr. Belger did not tell him to pay any receipt; I told him then to go to Mr. Evance's clerk and pay the receipt; he asked me for the bundle, and I gave it him; he said he came from Mr. Belger's and was going to Mr. Evance's for the parcel; I gave it him, and he said Mr. Belger did not tell him of the money; then I said, pay Mr. Evance's clerk, and I left him; he walked off, and I went about my business. This was on Tuesday I saw him on the Saturday after he was taken up.

Q. Did you see him between the Tuesday and Saturday?—No.

Q. How came he to be taken up?—I don't know. I am sure that is the man.

Q. Who was with him when he took the parcel?—Nobody. I am sure he is the man.

Q. Did

Q. Did you know any thing of this man before?—No.

Mr. Knapp. You never saw the prisoner before in your life?—Never.

Q. And yet you say you are sure he is the man?—Yes.

Q. Have you ever seen the first man that came to you?—Never.

Q. Should you know him again was he to come to you?—I don't think I should.

Q. Why he had some conversation with you?—Yes, about two minutes.

Q. How much time was you with the prisoner?—A good deal longer with him, about ten minutes or a quarter of an hour.

Q. Then the other you do not recollect?—He is a thinish man.

Q. You don't know whether these goods were sold or no before you saw the prisoner at my Lord Mayor's?—I did not.

Q. Have you always said that you was sure of the man?—Yes.

Q. You was before Mr. Alderman Boydell?—Yes.

Q. On the first examination, will you take on yourself to say that you said, you was sure of the man then?—Yes, sir; I did.

Q. Pray was not this the case, that you was not sure of him at the first, but you was at the second examination?—He had not got his hair the same the first time.

Q. He was in custody all the time?—He was.

Q. And there were two examinations of him?—There was.

Q. You thought you knew him at the first, but you was sure of him at the second examination?—Yes.

Court. What do you say now, is he the man or not?—He is the man.

Q. Have you any doubt about him?—I am sure he is.

JOHN SMITH sworn.

I am shopman to Mr. Cowles in Cornhill, he is in the jewellery line. Having occasion for the articles which are described in the indictment, I sent to Mr. Evance's, and was informed of their being defrauded of such articles, red morocco collars for ladies, being informed they had not got any, we applied for some elsewhere. The articles laying in the window was the cause of the prisoner bringing in some to offer for sale, he came in the 18th of April, saying he had an article which he found on Tower-hill, and seeing that I had an article of the same description in the window, he came to know if I would buy them; he did not know what their value were; from the appearance of his story I thought they were the collars that Mr. Evance's lad was defrauded of, I suspected him, and to be certain before ever I taxed him with it, I begged him to sit down while I went to shew them to Mr. Cowles who was hard by; instead of which I went to Mr. Evance's, and asked Mr. Evance's clerk if they had heard any thing of the collars? he informed me they had not; when I returned to the shop, I found the prisoner was gone, and had left the shop about a minute, I was informed he was gone down Sweeting's-alley; I immediately went in pursuit of him, at the bottom of Sweeting's-alley the prisoner looking about observed me, and he immediately communicated it to some others, as I conceived by their looking about too; I went up to him and asked him if he had not shewn to me some red morocco collars at a shop in Cornhill? he told me he had; says I, why did you leave the shop till you had done your business? the excuse he made was, that he had some business with these friends in Broad-street, and he

he wished to finish it in my absence ; I told him he must come back with me and finish the business he had in hand first ; accordingly he came back, and he was charged with the constable ; the collars are in the custody of the constable.

ANDREW RUDE *sworn.*

I am constable of Cornhill ; I received these collars of a gentleman in Mr. Cowles's shop.

HUTCHINGS *sworn.*

I am servant to Mr. Evance ; having an order from Mr. Belger for two dozen of collars, we made some according to his directions, of different sizes, I believe these to be the same, we sent them by the boy the 16th of April ; there is no mark on them, but the reason I believe them to be the same, we had particular orders to make them very neat ; I can speak particular to one, I sent two dozen and three, he wanted only fifteen ; I sent the boy with them on Tuesday.

Mr. Knapp. You are inclined to think from the appearance of these collars that they belong to Mr. Evance ?— I do.

Q. How long have you been in this line of business ?—About two years.

Q. The work comes out as neat of other shops as it does out of your's ?— They are very neat.

Q. Do you mean to swear to the Court and Jury that you never saw any others of that sort before ?—No, but at the same time I believe they are the same ; I would not say further.

MATTHIAS BELGER *sworn.*

I live in New-street, Covent-garden.

Q. Do you know the prisoner ?— No.

Q. Did you ever send him for any goods ?— No.

Q. Was he ever a servant of your's ?— No.

Mr. Knapp. You are in a considerable line of business in New-street, Covent-

garden ; you employ a good many workmen, perhaps you have a foreman that manages your business ?— Not so much manages my business as he is my clerk.

Q. What is his name ?— John Holford. In my business there is one more who is present, Henry Bunting.

Q. Mr. Holford may give orders for persons to fetch your goods in, and has done so many times ?— He has.

Q. Whether he gave any orders respecting these goods you don't know ?— I do not.

Q. Did he know whether you had ordered the collars ?— I cannot say, I will not by any means say that I know the prisoner, but that same evening somebody brought the collars to me in the dusk of the evening, I chose some of them, I chose one dozen, and paid for them, I made use of them.

HENRY BUNTING *sworn.*

There was a young man brought some collars from Mr. Evance's into the house he gave a little parcel and said he brought them from Mr. Evance's ; I did not buy them, he said he was not to leave them without the money ; I desired him to call again when Mr. Belger would be at home.

Mr. Knapp addressed the Jury in behalf of the defendant.

Court to Belger. Did you or did you not give orders to any body to go for these goods ?— No, I did not.

Not GUILTY.

Tried by the London Jury before.

Mr. COMMON SERJEANT

492. **RICHARD STEVENS** was indicted for unlawfully receiving the 16th of May, a hand saw, value 1s. the goods of James Mash ; an iron hammer with a wooden handle ; the goods of James Mullet.

JAMES

JAMES MASH *sworn.*

I lost a saw, and hammer, and a pick-axe together; the saw to the best of my knowledge had two teeth broke out of it when I lost it, but when I saw it, it had four out of it; I lost it to the best of my knowledge the 6th or 7th of May; I lost it out of an open field in the Square in Moorfields; I cannot tell how it went, but I lost it, and I went to cheapen some articles in this broker's shop, and I saw this saw there; I would not wish to swear to it, for one saw is like another.

NEWMAN *sworn.*

I was sent for to the old iron shop, and Mr. Mash had the saw and hammer in his hand, and they were disputing about it: I said you had better go and settle it before the alderman; the alderman was sitting.

RICHARD ELDER *sworn.*

I was going by the broker's shop, and I went in, because I heard some words, I took the saw into my possession, and I went with them to the sitting alderman, and there I asked him what he knew the saw by? he said it had two teeth out; says I, this has four; says he, is it? I did not know that; and he said he knew the hammer by the weight,

Not GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

493. **THOMAS SANDERS** and **HENRY FIFE** were indicted for a conspiracy.

(The indictment opened by Mr. —; and the case by Mr. Knowlys.)

RICHARD REEVES *sworn.*

I was a dealer in fruit; I live at Swanley, Sutton at Stone near Dartford. On

the 5th of October I came to Smithfield and brought a brown gelding my own property, for sale; I came on Thursday night to market, I was at market on Friday between two and three, as I walked the horse up and down Smithfield market, one Laugher asked me if I would rap my horse for his? I saw his horse, but I refused it, I told him I did not want to rap, I came to sell; I left him then; as I rode the horse up and down the market there were several people asked me the price; I told them it was six guineas, I would not take no less, unless it was one shilling to drink, whether I sold him or not; then in a little time after, Sanders said, if I would rap my horse for that grey horse that was in Laugher's possession, he would give me the six guineas; I thought that was the same as if I sold my own; he pulled the money out of his pocket, some money, I cannot say how much, in gold and silver, and showed me, I made him some answer and held my hand out for the money; I think he said, do your business first; I accordingly asked Laugher whether he would warrant his horse sound or not? Fife was not there then; he said he would warrant it sound; I agreed to the exchange, and exchanged with him; I told him before I took him into my possession I would have a man to give judgment of the horse; accordingly we went and tolled the horses where the horses are tolled, Sanders went with us, and in a short time after we were there Sanders quitted the room again; I don't recollect what passed while we were there, he then left another man to vouch for him, Laugher was along with him the mean time, we were all three together; when I came out again my brown horse was gone, it was tied up at the rails within three or four yards of the grey horse; when I came out I asked where my horse was? Sanders said he was safe enough; I then asked him to give me the money which he proposed for the grey one

one? he wanted me to untie this horse from the rails.

Q. Did you?—No, Laughter untied the horse from the rails; he took him from the Toll house, he took him on the left hand from the Toll house, he went to the bottom of the market, and turned up on the right hand; Sanders then took the horse into his possession, and told me to take my horse; I told him it was no horse of mine; then he wanted to shove the halter into my coat at my breast; then he let the halter go, and went off. The horse was there a little space of time, and I asked a man, who I saw there, to take hold of the horse, and I took it up to the Toll house, to take the horse to where he said he lived, and where he brought it from; I got the directions, and when I came out there was a man came up to me and said, farmer, you have been taken in here by a snitch. I went with that man to a public house in Long-lane, where I saw Mr. Fife and three or four or five more, I cannot say exactly, I saw Mr. Fife when I got to the door, and he acknowledged the horse was his, and said it was his servant that had transacted this piece of business with me; he was very sorry that it had happened into a poor man's hands like mine.

Q. Did he give you the six guineas?—No. Then I wanted the money, he said I should not be the loser of the horse, he said he had not got the money about him then. I was very much vexed to think of the loss of my horse; I told him I would behave like a man to him, if he would give me five guineas ready money I would take it; he had offered me a note of six guineas for the money of the horse, he told me he would give me a note of hand where to find him to-morrow morning, and then he would pay it.

Q. How do you mean a note of hand?—A direction in writing. Accordingly I refused taking it, several times I refused the note of hand which he wanted me to take.

Q. What did he offer to give you?—He told me he put down in it five pounds five shillings, for the horse, I took that note; I brought the note away with me down to Fleet-market, to Mr. Clipson's in Fleet-market, the Bull and Garter, next door to the prison gates. I cannot read any writing; I am sure that is the paper he gave me.

Q. When he gave you that note what did you understand that note to be?—He read it me, and told me where to call on him.

Q. What did he say this was?—He said it was a note of hand for five pounds five shillings, and told me where to call on him.

Q. Where did he tell you to call on him?—No. 6, Harp-court, Fleet-market.

Q. Was the note ever paid?—No.

Q. When did you see any of the parties after that?—I saw Sanders as that happened on Friday, on the next Friday following, at Guildhall.

Q. How came you to see him at Guildhall?—I had taken Laughter at Black Heath Fair, on Thursday after the Friday, I went and fetched a constable, and took him up, and brought him to Guildhall, Sanders came to Guildhall to bail the other out, Mr. Alderman Clarke was the magistrate, then Sanders was apprehended, and he was taken to the Compter.

Q. How long was it afterwards before you saw Fife?—I attended here four sessions, and I had attended here two sessions before I saw him first.

Q. Are you sure he is the man?—I believe he is the man, but I cannot positively swear, but to Sanders I will swear to.

Q. When was Fife apprehended?—I don't know.

Q. Who apprehended Fife?—I don't know.

Q. Have you any doubt about the man?—I have none in the least, but I cannot swear.

Y. y

swear positively he is the man.

Court. Do you mean to say that you believe he is the man?—I do.

The note read :

“ October 15, 1793.

On demand I promise to pay Richard Reeves the sum of five pounds five shillings, for value received, for a grey horse, by me

Henry Fife,

No. 6, Harp court,
Fleet-market ”

Mr. Gardiner. How long was it you first saw Mr. Fife afterwards?— Five or six or seven months, when I first saw him after this transaction.

Q. You did not see him at the transaction?— Yes, I did.

—— CLIPSON *sworn.*

Q. Do you know Fife?— I cannot say I do; he came to me five or six times along with Mr. Mincher.

Q. Look at that note. Have you ever seen that note before?— Yes, I have.

Q. Did you ever go to Fife the defendant with that note?— I was with him about the note; I did not see him at the time; I had a writ against him some time afterwards and then I mentioned it to him; he said he had given such a note. The first night Reeves had been to sell the horse in Smithfield he came to me.

Q. What did you say to Fife about the transaction?— The day after the note was taken I went to demand the money; I told them if the note was not paid they must abide the consequences; I told that to Mr. Mincher; I saw Fife about ten days after, and arrested him; he wanted me to let him go; I told him there was a note also of a poor countryman's at my house; after that he sent the money for the note, and I went down to Mr. Reeve's one Sunday with the money, and he said he would not take it, he was advised to trouble him for horse stealing.

Q. When you saw him ten days after this transaction, you told him you had a note against him, due at your house to one Reeves, what did he say to that?— He said he would pay it as soon as possible with some other little matters, and also the writ I had against him.

Mr. Gardiner. Mr. Reeves himself sent you to demand the money for him?— He did.

Q. First of all he accepts the note, and the note not being paid he charges him with a felony?— I believe it was so.

Q. You did receive the money to pay this note some little time after of Henry Fife?— One Mr. Laurels brought it to me.

Mr. Gardiner to Prosecutor. What was it that Mr. Fife said, as exactly as you can recollect on this occasion, when you mentioned what he said about his servant?— He said it was his servant transacted this business with me, and he was very sorry that it had happened into such a poor man's hands like me.

Q. When did you first give the order to Mr. Clipson to receive the money of the note?— When I first went to Mr. Clipson he said, this is the old complaint, this here glandered horse has brought them in fifty pounds to my knowledge.

Q. Did you know it had the glanders?— I did not; I am no judge.

Mr. Knapp. Had you ever been in Smithfield before?— Yes, once before.

Q. Did you sell a horse there before?— Yes.

Q. Was you lucky there before? had that the glanders too?— No.

Q. How many horses have you sold in your life time?— Three.

Q. You took this five guinea note, it is stamped?— It is.

Q. If you could have got your five guineas it would have done, if it had been five guineas instead of the note you would have been content. Did you know

know Clipson before?— I did.

Q. Did you know he was a serjeant of mace for the City of London?— I knew he was an officer.

Q. You went to him in hopes he would get the money for you?— I told him the story, and he offered his services first.

Q. You tried your men for felony?— They were.

Q. You know that the charge of felony for which they were tried here before, was for horse stealing?— It was.

Q. You know likewise if they had been convicted they would have been liable to have been hanged?— I suppose they would.

Q. You know if you had convicted them at that time, you would have been entitled to a certificate?— What do you mean; I don't know what you mean.

Q. Then attend to me. Supposing you had convicted them, do you know that you would have had an exemption from parish officers?— I do not.

Q. Fife he gave you the note, and he said that the other person was his servant, Laugher was his servant?— Yes.

Q. There was nothing said about Sanders at that time?— Nothing at all.

Mr. Knowlly. You applied to Clipson as your friend?— I did.

Mr. Gardiner addressed the Jury in behalf of Fife; and Mr. Knapp in behalf of Sanders.

Fife called three witnesses to his character, and Sanders four.

Thomas Sanders, GUILTY.

Henry Fife, GUILTY.

To be imprisoned six months in Newgate, and to be put in the Pillory in Smithfield market.

Tried by the London Jury before

Mr. COMMON SERJEANT.

494. JOHN POTEUS was indicted for perjury.

Joseph Body, William Jeffries, Anthony Girling and Samuel Broughton, were called on their recognizances.

Not GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

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THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 26th of *June*, 1793, and the following Days;

Being the SIXTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And published by Authority.

N U M B E R VI. P A R T I.

L O N D O N:

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[PRICE ONE SHILLING.]

THE WHOLE
PROCEEDINGS
ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

BEFORE the Right Honourable SIR JAMES SANDERSON, Knt. LORD MAYOR of the City of LONDON: The Right Honourable SIR ARCHIBALD MACDONALD, Lord Chief Baron of His Majesty's Court of Exchequer: SIR FRANCIS BULLER, one of the Justices of His Majesty's Court of King's Bench: SIR JOHN WILSON, one of the Justices of His Majesty's Court of Common Pleas: SIR JOHN WILLIAM ROSE, Serjeant at Law of the said City: JOHN SILVESTER, Esq. Common Serjeant at Law of the said City; and others, His Majesty's Justices of Oyer and Terminer of the CITY of LONDON, and Justices of Gaol Delivery of NEWGATE, holden for the said City and County of MIDDLESEX.

London Jury.

Thomas Wilkie
William Overton
William Lane
John Todd
Robert Morris
Richard Astly
John Body
William Laforest
Richard Church
Patrick Wood
Davis Voss
Jacob Cope

First Middlesex Jury.

Richard Collyer
William Evans
Thomas Gibbs
Michael Taylor
Joseph Weedon
James Thurley
John Golefworth
John Pratt
William Baker
Edward Harris
John Wells
Richard Ward

Second Middlesex Jury.

James Penrukers
James Peare
Peter Lyon
John Richards
George Burroughs
Charles Parnell
Edward Door
Samuel Locke
Alexander Smith
William Lawrence
Joseph Allcott
Joseph Kendrick.

495. **A**NN PARKINSON was indicted for making an assault, on the King's highway on John Winbush, on the 7th of June, putting him in fear, and feloniously taking from his person, and against his will, a steel watch chain, value 1s. 6d. a linen handkerchief, value 6d. one guinea and a half in gold, and six shillings and six-pence in silver; the goods and monies of the said John Winbush.

JOHN WINBUSH *sworn.*

I am a journeyman carpenter. I was robbed between twelve and one o'clock on Friday night or Saturday morning, the 7th of June; I am a married man; I was in a lane called Ivory-lane in the Strand; I cannot say any more about it, the witnesses know; I was very much in liquor; I lost a steel watch chain, a linen handkerchief, six shillings and six-pence, and half a guinea; I had not any apprehension how much money I had.

Q. When had you last been sober enough to have any recollection to know what you had about you?—About seven o'clock at night, I was very sober then; I was down in Westminster then, in Petty France, in a public house almost facing the Ship-yard, but what the sign was I don't know as I never was in it before; I was not at all sensible when the things were taken from me in the least, I know nothing of it.

WILLIAM HERBERT *sworn.*

I am a watchman in St. Martin's in the Fields; I cried the hour of one o'clock, and I came up Ivory-lane, I was going down the hour of half after one, and I was speaking to a brother watch-

man, and I heard a noise down Ivory-lane, I went down the lane, and I saw the prosecutor laying on his back, and this prisoner at the bar was across him, and taking his watch from him, she had taken the money from him, she seeing me flew up and made off to me, and I caught her in my arms, and some porters picked up the prosecutor and brought him up to me while I had got the prisoner in my arms, and the prosecutor said that that was the woman that robbed him; no, says she, it is the other girl that robbed him, and gave me the money; with that she put her hand into her pocket, and brought some silver out, and I took the silver out of her hand, and put my hand into her pocket and took the rest.

Jury. How much did you take out?—I took a guinea and a half, and some silver, and a steel chain.

Court. What did you take from her hand?—Six shillings and six-pence in silver, and a handkerchief out of her bosom. Then I took her to the watch-house.

Court. Is it a linen handkerchief?

Prosecutor. It is.

Herbert. I have kept the property from that time to this. (Produces the chain and handkerchief) the money I have forgot and left at home.

Court. Was this man very drunk?—Yes, he was so that he did not know what he was about at all.

Q. Was there any resistance between the girl and him?—Yes, there was great resistance for they took and tore him all down the face. The first thing that I saw was, that she was across him, and trying to get the watch from him.

Q. I want to know what they did to him before they took the watch from him?—They took and tore him all down the face, and made him bleed; I saw the prisoner strike him, when I was coming down he was on the ground, and when he was crying out this girl struck him about the face, and held his mouth, he struggled and put his hand as well as he could to his watch, when he found they were pulling his watch out.

Q. By what light did you see this?—By the light of the porters coming to market with their lanthorns.

Jury. What sort of a night was it?—It was rather lightish.

Court. Do you take on yourself to say by the light you had, that the prisoner was the woman that did all this?—Yes, I can swear to this.

Q. Was there any other woman with her?—There were two other women with her.

Count to Prosecutor. What sort of a chain was this you lost?—A steel chain belonging to a woman's watch, with a hook to it; I can swear to the chain and the handkerchief; I have another like it in my pocket, there is no letter or name on it. I had the chain in my waistcoat pocket for to wear it bright, because it was got rusty; I have had it a great many years; there is no particular mark.

Prisoner. My lord about half after one o'clock this gentleman took me from one public house to another to drink with him; we drank five or six pints of cider, and three glasses of gin, and he left me this watch chain and his handkerchief; coming along this place he fell down; the porters were going to Covent-garden market, and the money fell out of his pocket, and I picked up the gold; he had not a farthingworth of silver about him; it was my own silver; I have no witness.

Jury to Herbert. Did you see her take the chain out of his pocket?—I saw it taken from his person.

Q. How far was you off when you saw this?—Not as far as I am from her now.

Q. I think you said that you saw blows that she struck?—I did.

Not GUILTY.

Try'd by the first Middlesex Jury before
Mr. RECORDER.

496. JOHN SMITH BURNEL was indicted for feloniously stealing, on the 27th of March, two feather beds, value 4l. four cotton window curtains, value 10s. a pair of linc sheets, value 5s. two linen pillow cases, value 3s. two feather bolsters, value 4s. two looking glasses in wooden frames, value 4s. a mahogany table, value 6s. two brass candlesticks, value 2s. the goods of Thomas Neale, in a lodging room.

(The case was opened by Mr. Knapp.)

THOMAS NEALE sworn.

I am a cornchandler; I live at No. 22, Little Poultney-street; I know the prisoner at the bar, he came to my house on the 18th of Novmber to take a lodgings, he said that he wanted a room for him and his wife, and he said he had a very good place in the salt office; I had two rooms to let on one floor; he said he would take both; they were 10s. a week; he made the bargain with me; there were in the rooms two feather beds, two glasses, two bolsters, a pair of pillows, three blankets, four window curtains, a mahogany table, and a pair of brass candlesticks.

Q. How long did he live at this lodging of your's?—He was there about four months.

Q. Were all these things let to him with the lodgings?—Yes. He went into the country about the 25th or 26th of

of March 1793; I received a note from him on the 27th, it was sent by a porter, as soon as I received the note I had a suspicion that something was the matter, I immediately got a smith to get into the room, we got into the room and I found all these things at that time were missing; my wife was with me, and the porter that brought the note; I detained him; we had afterwards an information that he was lodging at No. 1, Plow court, Fetter lane; I went there and took four constables with me, and saw the prisoner there, it was between seven and eight o'clock in the morning; the woman that went as his wife was with him; the officers went into the room and said they had got a warrant; they immediately examined the desk and found duplicates that led to a great part of my property, and the key of my room; the prisoner was then taken into custody; I did not go to the pawnbroker's, my wife went, I saw some of the goods again in a few days, I saw them at home, they were the same goods as I had in the room, and were let to the prisoner; the constables brought them home, Baker and Slane.

Mr. Gardener. How many rooms were let to him, one or two?—Two rooms.

Q. How came you to say a room in your first examination?—He wanted only one room at first.

Q. On what day was this that you let him have possession of this room?—On the 22d of November; I let it him on the 19th.

Q. Did he ever deliver up any part of this property that was let to him?—Yes, he delivered a curtain and some trifles of one of the rooms to my wife, by that means I thought he was what he said, it was the curtains off one bed that he delivered up two or three days after he was in, and some few more articles; the rooms were both compleatly furnished.

B.

Q. Did not he quit the apartment on the 25th of march?—He did on the 25th or 26th.

Mr. Gardiner to the Court. My lord, an objection arises here, it now turns out from the evidence of the prosecutor himself, that the prisoner quitted the apartments on the 25th or 26th of March, and in the indictment he has laid this theft to be committed on the 27th, therefore he has laid it to be committed after he left the apartments.

Court. The day is not at all material if it is laid before the indictment is found.

Mr. Gardiner to Prosecutor. Did the prisoner bring any goods in?—I never see any.

SARAH NEALE *sworn.*

Q. Do you remember the prisoner coming to your house to lodge?—I do; I took and shewed him the apartment, I shewed him one room, he wished to have two, they were let to him, there were two compleat beds, white cotton window curtains, a pair of linen sheets, two linen pillow cases, two feather bolsters, two looking glasses, one in a gilt frame and the other in a mahogany frame, and a mahogany table, called a small dining table, a pair of brass metal candlesticks; these were all in the room at the time the prisoner took the lodgings; my husband was not within, he came by the name of John Smith,

Q. After he went into the country how soon did you hear of him again?—We never knew he went into the country till we received the note; this gave my husband a suspicion, and he went to Plow-court, Fetter-lane; I went to the pawnbroker's Mr. Berry's, with the duplicates, there I found the pillow biers, the sheets and three window curtains.

Q. Did

Q. Did you know them when you looked at them?— I did; the window curtains were what I let with the room when he came, the sheets I regularly change once a month, but they were my property.

Q. From whom did you get that duplicate which you carried to Berry's?— From the officer Slane.

Gardiner. Did not the prisoner deliver up the key to you?— No.

Q. Did he bring any furniture with him;— No, I never saw any thing but a small bundle, and his wife was coming out of the country as he told me.

Prisoner. Did not I find my own linen?— No.

— SLANE *sworn*.

I am the constable; I went with a warrant to Plow-court, Fetter-lane; I found there Smith Burnell, and a woman that appeared to be his wife; I examined the room, and I found a pocket book with a vast number of duplicates, I suppose a hundred in an upper part of a bureau; he was in bed when we went into the room; he dressed himself, and he saw that I had got the pocket book, and he flew to me, and endeavoured to make away with all the duplicates, but the other and me picked up the duplicates again; we then took him to the Police office in Marlborough-street; we kept the duplicates, and went to the different pawnbrokers, we went to Mr. Berry's and got some goods, the pawnbrokers has them now; Mrs. Neale claimed the window curtains, sheets and pillow cases; I do not remember any thing else.

Prisoner. What he says of the duplicates, and a pocket book is false.

HENRY BAKER *sworn*.

I am servant to Mr. Berry pawnbroker in St. Martin's-lane; I know the prisoner at the bar, I remember his

coming to me on the 15th of March, he brought a pair of pillow biers, which I lent him two shillings on, on the 26th of March he brought three curtains and a pair of sheets, on which I lent him half a guinea, he put them in the name of Bedford or Beckford; I have no doubt of the person of the man. I remember Mrs. Neale and the officers came to our house and produced this duplicate, the same I had given; I have had the goods ever since in my possession. (Produced.)

Who brought the duplicate to you?— Mrs. Neale came with Slane and Penny.

Mr. Gardiner. I believe it is not at all unusual for people that are in distress to pawn things in other names than their own?— Not unusual, they do it very frequently. (The goods deposited to.)

Prisoner. I have a witness here to prove that I delivered these things to Mrs. Neale.

HENRY HEWIS *sworn*.

I am a hair dresser; I was waiting on Mr. Burnell on the 23d of November; I saw him deliver to Mrs. Neale, that was the landlady on the premises, the things that are missing, or charged in this indictment, one bed, a bolster, two pillows, four blankets, and two red curtains; after she had received them out of the room she came in again, and asked if she should take away the press bedstead, and he said, no, it was not in his way; he paid me a little bill that morning, and wished me a good day, and I went away.

Mr. Knapp. Is your name Hewis?— It is.

Q. How long have you known the prisoner?— Six years.

Q. What business is he?— He always paid me very honestly, I had no occasion to ask him what business he was of.

The prisoner called three witnesses to his character.

Mr.

Mr. Knapp to Mrs. Neale. You have heard what the witness Hewis has been stating, that the prisoner brought things with him; is it true?

Court. He has said no such a thing at all.

Prisoner. The premises were all out of repair. If these sheets had been theirs, they must be dirty, because they had been laid in a month, and if they were their sheets they must be dirty, and not clean.

GUILTY. (Aged 63.)

Judgment respited.

*Tried by the first Middlesex Jury before
Mr. Justice BULLER.*

497. **EDWARD KING** was indicted for stealing on the 17th of June, eleven shillings in monies numbered; the monies of William Cox.

WILLIAM COX *sworn.*

I lost eleven shillings at the Red Lion at Hillingdon; I was hostler there, this man slept with me; I went to bed about ten o'clock, I discovered the money was gone in the morning about five o'clock; my money was in my right hand breeches pocket; I went down to Uxbridge, I thought he had been a soldier, and I went to the quarter master, and he searched all the soldiers, and found nothing on them; I came back again from Uxbridge, and I found him at Hillingdon, he was under the doctor's hands for his eyes, the doctor lives at Hillingdon Common; I don't know where he comes from; I lost the eleven shillings and six-pence last Monday week out of my chest; I found five shillings in his stockings he had on; there was a star on one shilling I know on the edge, I had observed it before; the constable

has got that shilling now, I gave it to him the same day I found it on the prisoner.

Q. Did you find this the same day you went to Uxbridge?—No.

Q. How long after?—The next day. The eleven shillings I lost the week before I lost this eleven and six-pence; there was no marks only on this one shilling; I lost it on Monday, and I gave it to the constable on Tuesday.

SAMUEL ALLEN *sworn.*

I am a constable of the parish of Hillingdon; this young man Cox asked me to take the prisoner at the bar into custody, immediately he gave me the shilling which had a mark on it. (Produced and deposed to.) I took the prisoner, I found him in the yard at the Red Lion, there was nothing passed only the boy charged him with the theft, and he said he found the money in his stocking; I took him before a magistrate, and he committed him; the prisoner said it was his own money, I asked him how he came by it in his stocking? he said he frequently put his money there.

Q. Did you know him before?—No, never see him before; he has been at Hillingdon about a month.

JOHN SEYMOUR *sworn.*

William Cox came up to me, I had got some work to do for this King to mend his shoes, he came up to me to tell me to take notice of a shilling with a star on the edge if he should pay for the shoes; with that when he came he did not give me that shilling, but another, and I saw that he had but one six-pence left in his purse; he went away from me down to the Red Lion where he lodged, there he paid three shillings for his lodging.

Prisoner. I have got the paper to shew that a gentleman gave me to collect money, to go to this doctor to cure my eyes.

JOHN

JOHN PHILBY *sworn.*

I have known the prisoner above twenty years ; he was always an industrious man, and endeavoured for a living.

2. Do you know of his receiving any money?— Yes, one John Davis collected money for the prisoner.

Jury to Prosecutor. Did he lodge with you the last night that you lost the eleven shillings and six-pence?— He did.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. Justice BULLER.

498. **DANIEL LEE** was indicted for stealing, on the 2d of June, eighteen copper rivets, value 18s. the goods of William Theyts.

GEORGE WILLIAM TAYLOR *sworn.*

I am clerk to William Theyts, he is a copper smith ; these rivets are used to make large brewing vessels, that is the sole use of them, they are made in our own shop, and in a tool that is made for the purpose. I am not personally acquainted with the fact.

JOHN CRESSY *sworn.*

This man the prisoner came to my master's house on the 2d of June, I knew him before near on five years ; he rang at the bell of the shop between twelve and one o'clock, he asked my fellow apprentice if he would draw him a drop of small beer ; my fellow apprentice had a suspicion of him taking something the Sunday before, and he watched him ; I was informed he was in the shop, and I went into the shop, and I saw him there in the shop ; he was gone off the premises before I knew he had got the nails ; and I went after him, he had been in the

shop about the space of ten minutes ; I overtook him and charged him with having the nails about him about three doors from my master's house ; I clapped my hand at his left side, and I found he had got some ; I had him to Whitechapel watch-house, I pulled out four nails from the left side pocket of his smock frock and coat, and one from his right side ; I gave charge of him to Jeremiah Constable the officer, and delivered the property into the officer's care at the watch-house ; that is all I know of it.

2. What were these nails for?— They were for brewing copper ; they were copper nails.

THOMAS WILKIN *sworn.*

I was apprentice to Mr. Theyts ; I remember the prisoner coming to our shop, he came between twelve and one o'clock, and rang the bell ; he came to inform us that his master had got some fresh lime, we use lime in our business, and I told him there was nobody there that could inform him whether we wanted any or not ; he then asked me if I would give him a little small beer ? I told him I would ; he then came in and went backwards to the back part of the shop, and I watched him, and I saw him take the nails from a copper vessel, and saw him put them into his bosom, between his smock frock and his coat, and he went out of doors, and then I told my fellow apprentice, he was up stairs in the kitchen ; I called him down.

2. Did you give him the small beer?— I did not.

2. Was this place where these nails were, light or dark?— Light ; I saw him, but I don't know that he could see me ; I was gone about half way up the kitchen stairs after a pot, and I looked over the banisters, I was going up to get him the beer, and I could plainly

plainly see that he took the nails I called to my fellow apprentice, my fellow apprentice came down to him, and then he was out of the shop; I don't know what number he took; I know there were nails in the vessel before I had seen them there before.

Prisoner. I was so much in liquor I cannot give any account.

Cresley. He appeared to me to be sober.

BENJAMIN CONSTABLE *sworn.*

Cresley gave me charge of the man in Whitechapel; I took him to the watch-house, and I told Cresley to search him, and I saw him take these five nails from between the pocket of his smock frock and his coat.

Q. Was he drunk or sober?—To the best of my knowledge he was perfectly sober. (The nails deposed to.)

Prisoner. I had been drinking in the morning, which I had not been accustomed to do, and was very much in liquor, and knew not what I did.

GUILTY. (Aged 48.)

Imprisoned three months in Newgate and publicly Whipped.

Tried by the first Middlesex Jury before Mr. Justice BULLER.

49. JOHN RICHARDS otherwise RICHARDSON was indicted for stealing, on the 20th of April, one gold ring, with diamonds set therein, value 10l. the goods of Thomas Jeffereys and William Jones.

WILLIAM JONES *sworn.*

I keep a shop in Cockspur-street; I am a partner with Mr. Jeffereys; I did not know that I had lost it till the article was brought to be sold,

which is near a month since from this time; it was brought by a person who is present as a witness, Wilfon, it was shewed to some of our people in the shop, and they immediately took notice that it appeared like a ring of our own, and they brought it to me, and it appeared to me to be one of our own rings; we found then that we had lost a ring exactly of that sort; we did not discover it was gone till then.

Q. Can you tell now about what time you lost the ring?—I really cannot, it must have been within three months of this time, because I had seen it in the shop; I certainly had not sold it, because it is so particular a ring, I should have known if it had been sold, I examined the person who brought it how he came by it, and he referred me to another person of the name of Miller in Gerrard-street; I went to Mr. Miller's to see in what way he came by it, and he referred me to the prisoner at the bar; I went to him, and examined him how he came by it; he said that a person of the name of Williams gave it to him to sell, and that he was gone to Birmingham where he lived; shortly after he said, if we would let him go he would endeavour to find the person; as his account was not satisfactory, I ordered the constable to take charge, and the next day when he came before the magistrate, he told another story, he said he had it from a person of the name Wheeler who gave it him to sell.

Q. Are you sure yourself that that ring was one of your's?—The ring is so remarkable that I can pronounce it is mine, but I have those in court that made the ring.

Prisoner's Counsel. You stated to us before that it was like one of your rings?—I did.

Q. You did not know then but it might be another ring like your own. How

How many people are in the habit of selling articles in your shop?—There are three or four, Phillip Gilbert, Thomas Davis and another of the name of John Sharp a porter, there is another of the name of John Forbes.

Q. I suppose there is such a man as Mr. Jeffereys; has he a share of the profits?—He has.

Q. Has any body else a share of the profits?—No.

— WILDMAN *sworn*.

I am a goldsmith and jeweller. To all appearance this is the same ring that I was employed to make for Mr. Jones, but my two men are here.

JOSHUA CHASSON *sworn*.

I put this ring together to the best of my knowledge.

Q. Why do you know that is the ring?—Because it is so very particular, but I cannot be positive without taking the ring to pieces. (Takes the ring to pieces.) I am satisfied that is the ring I made for Mr. Wildman.

Wildman. I am positive that the ring Chasson put together was made for Mr. Jones and sent to him.

Court to Jones. Do you know the prisoner?—I cannot positively swear to him that I have seen him in the shop, but his person and his voice are very familiar to me.

Prisoner's Counsel. Do you think you saw him within these last three months?—Yes, I am certain I have.

Prisoner to Chasson. Can you point out any mark you know that ring by?—Yes, by the motto part, of which was on an old ring, and the latter part was added.

Jones. I had some diamond letters by me, and I turned them into this ring; they were very remarkable.

JAMES PLATTS *sworn*.

I made part of this ring, I am perfectly sure that is the ring I made part of.

THOMAS MILLER *sworn*.

This ring was brought to me to be sold by the prisoner at the bar, about the 14th of May, he left it with me two hours; I told him I was not a judge of diamonds, if he would give me leave to keep it an hour or two I would send it down to Mr. Jones or Mr. Perigall's; I sent it to Mr. Perigall's, he told me it was not worth more than ten pounds, when he came again he said he did not like to sell it for ten pounds, he must go and ask first at Mary-le-bone whether they would take the ten pounds? he came back again and told me that they would take the ten pounds, and I bought it of him.

Prisoner's Counsel. Did he bring the ring fairly and openly?—Yes, he did, he called again in about two hours.

Q. Did he make any objection to your taking it to Jeffereys and Jones?—He did not.

Q. Did he make any hesitation about leaving it?—He did not.

Q. He originally refused the ten pounds?—He did.

Q. Do you remember the name he mentioned?—I think it was Wheeler, but I have forgot the name of the street; I am sure it was in Mary-le-bone; I was in Mr. Jones's shop when the prisoner was there, and he said then that he had it of a Mr. Williams, whom he believed was gone to Birmingham.

Prisoner's Counsel. You are sure he said Williams, and not Wheeler?—I think he did; I am not quite sure.

THOMAS WILSON *sworn*.

I live with Mr. Miller; I took the diamond for my master, and carried it down to Mr. Jones, and he told me to call again in two hours time, which I did.

THOMAS DAVIS *sworn*.

I live with Mr. Jones; I have no doubt but that ring is the property of Mr. Jones,

Jones, but I cannot so positively say as those gentlemen that were the manufacturers of it; I remember the ring being in the shop, I can positively say to seeing of it three months back; I suppose I have seen it two months back; I was likewise present when the prisoner in our shop said that he had it of a Mr. Williams that was gone to Birmingham.

Prisoner. I have two witnesses to bring into this court to prove that Mr. Wheeler, living at No. 14, Harford-street, Mary-le-bone, offered this ring publicly to sell in the Adam and Eve public-house, in Mary-le-bone. I never was in Mr. Jones's shop in my life, till I went with Mr. Miller. In my flurry I might have said that I had it from Mr. Williams, but I meant at Mr. Wheeler's, he has left his house and gone away.

— *THYBAUT sworn.*

Q. Have you ever seen a ring in the custody of Wheeler?—Yes.

Q. Should you know the ring again was you to see it?—It was a collar ring with a french motto.

Q. When did you see it in Wheeler's possession?—About three weeks before Mr. Richard's was taken, I was generally where I spend my evening after I have done my work, the ring was brought to me to know what it was worth; I told him it was worth about eight to ten guineas; I am a jeweller, the prisoner was in the room at that time.

Q. Where did Wheeler live?—I don't know.

Q. Did you know Wheeler before?—I knew him by sight but not to speak to him.

Q. How do you know it was Wheeler?—I was told it was.

— *ELLIS sworn.*

I was at the Adam and Eve when the ring was offered to sale; Mr. Thybaut was sitting there, and they were shewing a ring, I should not know it if I was to see it.

Court to Davis. Do you know the prisoner?—I have some distant recollection of seeing him, but not to speak positively, I think I have seen him in our shop, but I am not positive of that.

Court to Jones. You said his person and voice was familiar to you?—I do believe I have seen him in our shop at the time I tell you, but at the same time I do not swear positively to the fact, but it could not be any where else but in the shop.

The prisoner called two witnesses who gave him a good character.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice BULLER.*

500. HANNAH PAINE was indicted for stealing, on the 29th of May, two Guineas, one half guinea, and four shillings in monies; the monies of Moses Eliezer, privately from his person.

MOSES ELIEZER *sworn.*

On Wednesday the 30th of May in the afternoon about seven or eight o'clock, I was going past St. Giles's, and this prisoner at the bar called me, I had known her before, and she told me she had something to sell; and I goes with her home, and she took me up stairs, and took me into a room, and she locked the door, there was nobody in the room but I and the prisoner at the bar, she begged with me so long that I lay with her.

Q. It was at her desire then?—Yes, it was. I had just before taken my money out of my breeches pocket, and put it into my watch pocket; I told her afterwards I wanted some water to drink, she told me there was no clean water in the room, to go down and fetch it; I then went to put my money from my sob into my

my pocket again, and I found the money gone, and I looked on the bed, and there was nothing on the bed; and she directly ran away; I cried out stop! stop! but she was gone; I could not find her any more the same night, and about three days after the constable took her.

Q. I think you said you knew her before?—Yes, I knew her a year and a half.

Q. A year and a half?—Yes, Judge and Jury.

Q. Had you ever been at her lodgings before?—Yes, and lay with her before that.

Q. This was an old acquaintance of your's. How came you to move your money? you took her for an honest girl when you went to her lodgings; and you have not said a word of giving her any thing?—I gave her something before.

Q. Was the money ever found?—Not a farthing of my two guineas and a half, and four shillings.

Q. Was you drunk or sober?—I was sober.

Q. You was thirsty, you wanted water to drink?—Yes, but I was quite sober.

Prisoner. He asked me if I would go with him? I said, no, I was going to my work; and he said if I did not go with him he would go and fetch a constable, and say that I had robbed him.

Court to Prosecutor. How came you with so much money about you when you was going to a bawdy house?—This woman called me, and said she had some things to sell, and she took it out of my pocket.

Q. Had she been used to sell you any thing?—When I went up stairs she locked the door, and said I must lay with her.

Q. How could you suppose she had any clothes to sell?—She told me so.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice WILSON.*

501. JOHN SCOTT was indicted for stealing, on the 7th of June, seven wooden boards, value 8s. the goods of James Maddock and Joseph Gibson.

RICHARD MADDOCK *sworn.*

I live with James Maddocks and Joseph Gibson; I am first cousin to both; they lost on the 12th of June, four wainscot boards and three deal boards out of the yard; I saw the prisoner come in the morning, he had been backwards and forwards for upwards of a week, loitering about the yard, and never bought any thing; so I watched him, he had been used to buy, but not at that time; I saw him look these deals out, and hide them behind the counting house; he saw me in the yard and Mr. Maddocks, and he went away again; about twelve or one he came in again; I went down the yard and told a sawyer to look out after him; the sawyer gave me intelligence that he was gone; I followed him, and took him with the deals on his shoulder; the constable has the deals; I took particular notice of the deals when he left them behind the Counting house, and five minutes before the deals were there, and when I took him they were gone.

HENRY RUFF *sworn.*

I saw the prisoner carry the deals out of the yard.

JAMES MORGAN *sworn.*

I am the constable. Mr. Maddocks stopped him with the deals, and fetched me, and gave me charge of him and the deals; I have kept the deals ever since.

Prisoner. With respect to the thing, I do declare that I did not know any thing of the kind till that young man came to me; I have dealt in the yard sixteen or seventeen years, in the course of that time I have laid out some hundreds of pounds; I knew no more about it.

when he challenged me with the property, no more then you; he came to me, and said you have not settled for that; I said I have; I had been drinking; I know no more of the business than the stones I was walking upon; that young man knows that I have dealt with honesty and integrity; if I had not been as a person out of my senses I should not have attempted any thing in that yard, without expecting to have been found out.

Maddocks. The prisoner got up a wainscot peach to watch me while I was gone out; he did not appear in liquor at all.

GUILTY.

Publickly Whipped

*Tried by the first Middlesex Jury before
Mr. Justice BULLER*

502. ARTHUR PORTER was indicted for stealing, on the 6th of May, a silver watch, value 3l. a steel watch chain, value 6d. the goods of Richard How, in the dwelling house of John Rook.

RICHARD HOW *sworn.*

I lost a silver watch the 6th of May, at John Rook's a taylor, No. 1, Saville-passage, Saville-street, where I was at work; I am a taylor; as soon as I set down to work I took my watch out of my pocket, and put it in the corner by my side as I always do; there was no nail to put it upon, I put it in the corner by my side; in the evening I went down and forgot to put it in my pocket.

Q. Did you leave any body at work when you went away?—There was only the prisoner and me at work; just before we went away my mistress came up stairs, the prisoner asked her to lend him two shillings; she told him she had not got two shillings, she would let him have eighteen-pence, I had got on my shoes, he was buckling up his shoes; I went down first, my mistress followed me, and he followed her last; as soon as she came

to the bottom of the stairs, she begged we would both come to work early in the morning as the work was in a great hurry; we said we would sooner than usual; as soon as I got out into Saville-street I says to the prisoner, I forgot to take my watch: we had some discourse about it; I said I suppose it will be safe enough by the morning; there are two young men, says he, that sleeps in the room, they will swear it is a death watch in the night; we went on all the way through Leicester-fields together; this was the Monday evening which was our club night in Long-acre, and there he said he had got a pair of scissars grinding at Russel-court, says he, if you will go to the club I will come there presently; he went away, and I went to the house of call, and found he did not come; I related the circumstance to some young men that were there, they said they were afraid I was done out of my watch; I got up early in the morning and went to work, and I asked one of the young men if they had seen my watch that I had left the last night?

Q. Did you find your watch there?—No, I asked them if they had let that irishman come and take away the watch? they said no, he had not been back.

Q. Were they in the room when you went away?—No, The prisoner never came back to the place afterwards, left the house of call, and never was seen afterwards till I took him up for this, when I was carrying some clothes home for my master last Saturday fortnight, this that I speak of was on the 6th of May, I was in the London-road, St. George's-fields, just before we came to the Romish Chapel, the man and me run against each other, I put my hand against his breast to prevent him running against me, and I recollected his face again, I said, how do you do my friend? don't you recollect when you and me worked together in
D Saville

Saville-court? he said, yes; do not you recollect that I left my watch there? he said, yes; and don't you recollect that you took it away from me? he then said he would make me pay for charging him with a robbery in the street, and he asked me why I detained him? I told him I should not let him go till we had a hearing before a magistrate; this was Saturday evening, I could not get a constable, and he said he would be damned if I should put him into the watch-house, and keep him there all night, if I had any charge against him he would go to any magistrate with me, he would go to Bow-street or any where; I told him it was too late; at last he consented to go to a constable with me, and we went on, and I met a young man who assisted me, and we took him to a lock up house, facing the New Goal in the Borough, and when I got there I gave charge of him, and related the story, and he was examined, and asked where he worked? and he told two or three different stories, and they said they were sure he was guilty; at last I had a coach and brought him to St. Andrew's watch-house, and gave charge of him at the watch-house, and the watchmen searched his pockets; in his pocket was found several duplicates and a piece of a chain of a watch; I told him that piece of a chain belonged to my watch; he said I was a damned liar, for he had it given him in Birmingham a year and a half ago; among the duplicates was found the duplicate of one watch; one of the officers belonging to St. Andrew's watch-house went with me to the pawnbroker's to examine, but the watch was not mine; we came back to St. Andrew's watch-house, and gave charge of him and he was taken to Giltspur-street Compter. On Sunday some woman came to my lodging and said, if I would go to Giltspur-street Compter, I might hear of my watch; when I came home my landlord told me; I said it was

too late that night; I went in the morning; when I came he said he only sent for me to know what the devil I meant by leaving him there; I told him he must stay till he had a hearing, and so I parted from him; when we went to Guildhall his wife came to me and said if I would not hurt her husband she would tell me where the watch was; the woman that went with me, took me to the house of this gentleman Mr. Barney of Old Lukener's-lane; when I came there Mr. Barney was not at home; the woman and me went to Bow-street; I had a warrant to search the lodging, but we could not find it there; Mr. Barney heard of it, and came on Tuesday morning and delivered up the watch.

Prisoner. Ask him when he went to work the next morning, whether there was not one of the men gone out of the room that sleeps in the room?—There was.

MARTIN BARNEY *sworn.*

I know the prisoner, he came to me and sold the duplicate of a watch; I met him about a fortnight or three weeks before this time that he came with this gentleman's watch, he told me that he was in distress for money, because work was slack; accordingly I agreed with him as reasonable as I could, advanced him so much money on the duplicate, to the best of my knowledge I believe it was about half a guinea, and it was pawned for a guinea; and about a fortnight after he came and he said he had another watch that was a better watch than the first I had of him, and he would make a swap for another guinea; I told him that I could not afford to give him a guinea; says he, but this one is better than I have got; it looks better says I, but I am no judge; then at last I gave him this first watch back again for this young man's watch, and I gave

gave fifteen shillings in boot at five shillings a week; the girl that he lived with came to me on Sunday, and asked me for some money; I did not give her any. On Monday the constable came up, and I was over the water in the afternoon, I sent two men down to this young man's place to tell him that I would advance the property; the next morning I went down in person myself, and advanced the property, and went to Guildhall.

Q. Are you sure that you had it of him or the girl?—I had it of him, I knew him about six weeks before.

SAMUEL GURRIER *sworn.*

I have got the watch; Mr. Barney delivered it to me, I have had it in my custody ever since. (The watch produced and depoted to by the prosecutor having had it three years, and knowing the number 3,942, and the maker's name Edwards.)

Gurrier. In his pocket I found six or seven duplicates, and a piece of chain which the prosecutor says that he could swear to, by a mark.

Prisoner. When I was going to work the next morning, I went to work very early, I met this man who slept in the room, one of the men who lodge in the room in which he left his watch; he took me and gave me two or three pots of beer, and he gave me this watch, either to sell or pawn for what I could get for it; I took the watch, I went down to this man's place and shewed it him, says he to me will you sell the watch? says I, it is not mine, says he, I will stand every rig of that sort, I don't care how you came by it, if I can get a bargain; he said he would give fifteen shillings and another that he had taken out of pawn before to boot, and I had sold him the duplicate, I went and advanced the fifteen shillings down to the man, and I told him I

would pay him the rest at proper times; we kept drinking till it was too late to go to work, indeed I was not fit, and the next day I knew there was another man put on in my room.

Court to How. Upon your oath did you give him this watch to pawn for you?—Never.

Prisoner. It was not him that gave it me, it was the man that slept in the room, there were two single men who slept in the same room where he left his watch lodgers.

Court to How. How long had he worked there?—I never worked there but that day before I lost my watch, I took the call that morning, he came there the Friday before.

GUILTY,

Of stealing to the value of 39s. (Aged 25.)

Transported for seven years

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

503. **SARAH JAMES** was indicted for stealing, on the 17th of June, a white linen shift, value 1s. six linen pocket handkerchiefs, value 9s. a white linen apron, value 6d. the goods of Samuel Pearce.

SAMUEL PEARCE *sworn.*

I live at Lampton-hill near Hounslow; I lost the things in the indictment, they were taken from the hedge on the Heath, the witness took the prisoner on suspicion and brought her to my house with the property; I had not found out the things were gone before the prisoner was brought back, she brought back the things with her with the witness, the prisoner told the witness she would bring them to the place where she

she took them from; they were given into the constable's hands, the justice delivered them to the constable; I carried them in my cart with the prisoner to the justice.

FRANCIS PEARCE *sworn.*

The linen was hung out about seven or eight o'clock, when she brought them back to our place they were wet; we did not miss them till they were brought back? I am sure it is our linen.

ISAAC LAYTON *sworn.*

I am a constable. Samuel Pearce brought the prisoner to me, and I conveyed her to the magistrate, where she was committed, and I there got the custody of the linen, and have kept it till this moment.

JOHN RULE *sworn.*

Edward Deer and I were going from Brentford to Hounslow, and in the road we met this prisoner at the bar offering this wet linen for sale, and we took her up on suspicion, and before she went a quarter of a mile with us she confessed where she had taken the linen from; we then went to the man's house, and he took her down to the constable, and we went before the justice.

EDWARD DEER *sworn.*

I was present with John Rule between Brentford and Hounslow, in the parish of New Brentford, we were coming from Brentford to Hounslow, and saw this girl offering this wet linen for sale, we took her up on suspicion, and before she was a quarter of a mile she said she took them off the common. (The linen deposed to.)

Prisoner. As I was coming along the common I saw the linen laying on the ground, and I picked it up, they were hanging out to dry.

GUILTY.

Passed to her Parish.

Tried by the first Middlesex Jury before Mr. Justice BULLER.

504. JOHN INGRAM was indicted for stealing, on the 22d of June, a pair of mens leather shoes, value 6d. ten lobsters, value 4s. five pounds weight of pickled salmon, value 3s. a wooden salmon kit, value 2d. and seven cucumbers, value 6d. the goods of William Woodward.

WILLIAM WOODWARD *sworn.*

I live in ——— Street, Berkley-square. Last Saturday morning between three and four o'clock when I got up I went down to my shed, I thought the door a little more open than when it was locked, I went to the door and laid hold of the part of the door, and it was open, the prisoner was inside laying down, and he jumped up, and said halloo, halloo, says I, what business have you here? he said he had been asleep; I asked him what business he had there to sleep? he said he did not know. I laid hold of his collar and took him out to the door, and held him while I put the door to; I took him up the street, and I saw the watchman, and we took him to the watchhouse, and there we left him; when I came again I found my kit of salmon moved, and I thought I had lost it; I looked into my basket and I saw it there packed in another, and there was some lobsters, horse radish, and cucumbers also; I had put the kit of salmon in the place at past eleven when I locked the place up; it was moved from the place where it stood, and put into this basket which was before empty; and the lobsters, and the cucumbers stood on the top of a shelf; the basket was as full as it could hold; the lobsters were in a tub in a different place; he had wrenched the lock open, and the lock laid down on the floor, and he had got my shoes on when he was before the justice at ten o'clock; these were nigh a place where I set in the shed, what I used to wear in wet whether.

Q Are you quite sure you locked that shed the night before? — I am positive of it

in; here is the lock and nails are broke; I know the shoes by the nails on the bottom, and the wear of them, I had them for the winter on purpose for to go to market with; there was another pair in the basket and another odd one, and his own shoes were packed up in the basket likewise, and I went back and fetched them, and carried them to the justice.

Prisoner. I was in the street when he laid hold of me; he never caught me in the place at all; my shoes were my own which I bought at Rag Fair.

Court to Prosecutor. Did you know the prisoner before?—No, but I think I have seen him walking about the street.

ROBERT SHEPHERD *sworn.*

All that I know about it is, I met this man coming up towards the watch-house with the prisoner, and he called for my assistance: I went up and asked the prosecutor what the prisoner had done? he said he had been in his shed; I said, then he shall go to the watch-house; accordingly I took him to the watch-house, and locked him up, and when we went back to the watch-house again the prosecutor owned the shoes which was on his feet; I went to the place, and saw the lock lay on the floor, and the things in the basket.

GUILTY. (Aged 24.)

Imprisoned one year in Newgate and fined 1s.

Tried by the first Middlesex Jury before Mr. Justice WILSON.

505. WILLIAM SPENSER was indicted for stealing, on the 3d of June, four quartern loaves of wheaten bread, value 2s. the goods of John Groom.

sworn.

John Groom is a master baker, he lives in Broad-street, St. Giles's; I lost some bread myself; I was coming up

Great Ormond-street, and I saw the prisoner with some loaves, and I pursued him, and he runs and turns down Lambs Conduit-street, and I caught him, and asked where he had this bread? he threw the loaves down; says I, it is all to no purpose, carry the bread to my basket, and there let me examine it; I carried the bread to my basket, and he wanted to get away before I could examine it; I found it was not my bread, I thought I knew whose it was: I went to the justice's and John Groom's man was sent for, and the justice asked him what he had lost? he said four quartern loaves, three new and one stale, one rasped at the bottom; the justice examined the bread before he let the man see it; this was the four loaves that the prisoner threw down in the street, and then I told him to pick them up, and carry them to my basket; when he came to the basket he was going to throw them into the basket, and I would not let him; they were always kept by themselves; I had lost some out of my own basket, but these were not mine.

SAMUEL LACY DRAPER *sworn.*

I am the person that lost the property; I was out with the bread, it was John Groom's property, it was taken from the top of Drury-lane in Broad-street, St. Giles's, it was at a customer's door, while I was serving a lodger, in the mean time I lost four quartern loaves, one stale and three new ones; I saw them again at the justice's, and they were the same I lost.

Prisoner. The four loaves were standing in the street, and no basket nigh with them, and that man came up and made me go back with them.

The prisoner called two witnesses who had known him a great many years.

GUILTY.

Tried by the first Middlesex Jury before Mr. Justice WILSON.

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506. WILLIAM

506. WILLIAM HOLLAND was indicted for feloniously stealing, on the 8th of June, a cotton shawl, value 1s. 6d. the goods of Simon Wall.

THOMAS DAWSON *sworn.*

I am an apprentice to Mr. Ruffel. Last Sunday was a fortnight I saw the man take hold of the shawl with his right hand. (It was round a child's neck,) and he took it and tied it up, and put it somewhere behind him, but where it was I cannot say, this was between two and three o'clock in the morning, they were going to Grave-send; I went to see them take boat; the man had the child in his arms, the man came to assist us; it was in Spur-street, Leicester-fields.

Q. Did you know him before?—No.

Q. Who was with you?—My master and mistress, and Mrs. Wall, and two young children. The man came out of the public house facing the coach, and came to the coach window, and said he would take the child out to help us from the coach, the coach broke down, and we were getting out, and he took the child out with the shawl on his neck; I saw him put his right hand and take the shawl off the child's neck, and he tied it up, and put it somewhere behind him; then I went down to the other side, because they could not get out that side; the child was taken out of the window, and Mrs. Wall said, Thomas, where is the shawl? I said that man has got it. So my master charged the watch with him.

Q. Had he still the child in his arms when you told them that he had got the shawl, or had they taken the child out of his arms?—I cannot say that.

Q. Then the man did stay some time with the child in his arms after he had taken it out of the window?—Yes. The watchman went after him, and he had the handkerchief in

his hand, and he threw it away; I saw my master pick it up.

FRANCIS RUSSELL *sworn.*

I hired the coach a little after two on Sunday morning the 8th of June, in Spur-street, Leicester-fields; the coach broke down, and from the said coach which was broke down, they handed the child out, the prisoner did; after that they were going to handle the bundles out, with that I said, no don't handle the bundles out we shall lose them; then after we got out of the coach I asked about the shawl, and Tom said, that man had got it; I said are you sure of it? he said, yes; then I charged the watch with him, and I saw him pull it from behind him, and throw it on the ground; and I picked it up. This is the same that I picked up, that I saw him throw down.

Prisoner. I took the child out of the coach; the coach was broke down; I delivered the child, and every thing, as far as I know, as I found it; I delivered the child as freely as I took it; I have got no witness; there was nobody there it was so early; I have lived in St. James's parish thirty-five years.

Mr. Ruffel. He bears an exceeding good character my lord, and I hope you will shew him mercy.

The prisoner called five witnesses who gave him an excellent character.

GUILTY.

But recommended by the Jury.

Privately Whipped.

Tried by the first Middlesex Jury before

Mr. Justice WILSON.

507. MARTHA ROWBOTHAM was indicted for stealing, on the 28th of April, two woollen blankets, value 6s. a tin

tin pan, value 4d. a tin tea kettle, value 1s. a feather pillow, value 1s. a looking glass in a mahogany frame, value 1s. a linen sheet, value 3s. a bed curtain made of linen and cotton, value 3s. the goods of John Nott, in a lodging room, in a house of his, let by him to her and John Chambers, to be used by them both.

JOHN NOTT *sworn.*

I let the lodgings to this woman, she said John Chambers was her husband; she came in the name of Chambers.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

508. JOHN HILL was indicted for making an assault on the King's highway on Thomas Miller, on the 11th of June, putting him in fear, and feloniously taking from his person, and against his will, two dead fowls, value 7s. the goods of John Osmond.

THOMAS MILLER

Q. How old are you?—I am going of fifteen, I have taken an oath before.

Q. What will become of you if you swear that what is false?—Go to Hell.

Sworn.

I am servant to Mr. Osmond, he is a poulterer. Between one and two in the afternoon, on Tuesday the 11th of June, I was coming up Jewry-street, in the city, with two fowls in a tray, and the man stopped me, the tray was on my shoulder, he stopped me, and he said he must have the two fowls for the servant would make a noise at him because they were so late; he had

come and ordered them for Mr. Slater, I was present when they were ordered, he ordered them between one and two o'clock; Mr. Slater was a customer of ours.

Q. Did you give him the fowls?—No, he took them.

Q. Did you refuse to give him the fowls?—Yes, I did.

Q. Did he take them by any absolute force?—Yes; I said he should not have them; he said he would have them, and I laid hold of the legs of the fowls, and he laid hold of the skewers, and pulled them out of my tray, and he ran away as fast as he could, and I ran after him, and he went up a court in the Little Minories, and asked for a person of the name of Sally that lived there, which he wanted to go into the house to, but the people would not let him; then he came out there, and I pursued him again, and he ran as far as the Little Minories, he kept the fowls all the time, he had them in his right hand, and then he knocked me down, he hit me on the side, and when I got up I was stunned, I could not pursue him; he then ran away, and put a bit of check over the fowls, they were dead fowls, I brought them from my master Mr. John Osmond, I went to Mr. Slater, and they said they had ordered no fowls.

— **KELLY** *sworn.*

I am a poulterer, a servant to Mr. Osmond. The prisoner came to Mr. Osmond's about half past one on the 11th of June, and ordered two fowls to roast for Mr. Slater; I told him I would send them directly; he returned in about ten minutes, and wanted to take them, that was about the time that I had got the fowls ready; I not knowing him refused him, told him I would send the boy; I sent the boy; the boy returned near an hour afterwards, crying that the man had knocked him down.

Q. Had

Q. Had he the fowls with him?—No.

Q. Have you ever received the fowls again?—Yes, I saw them in about an hour and a half; I knew them to be the same, I know my own trussing, Dungate brought the fowls to me.

JOHN DUNGATE *sworn.*

I am a green grocer. A scuffle ensued just by my door, and the fowls were dropped; I saw the prisoner drop them, it was in Church-lane, Whitechapel; I picked them up; a man was pursuing the prisoner, and crying out stop thief! I did not see the boy there to my knowledge; the fowls were taken to the Rotation office, and the shopman he saw the fowls there, and he said they were his fowls in the presence of the prisoner.

CHARLES DORMAN *sworn.*

I am a labourer. I was standing at a public house door in Whitechapel, facing the Church; I heard a woman crying stop him! stop him! and I saw the prisoner running, and just as he passed me I pursued him, and I saw the fowls in Mr. Dungate's hand.

Court to Miller. How far from where this man was stopped was the place from where he took the fowls from you?—About half a mile.

Q. How came there to be a cry of stop thief and Dorman to take him?

Dorman. He was pursued for something else; some new shoes, a silver band and a hat.

Prisoner. Please you my lord I know nothing at all about it; at the change of the moon my head is light, and I don't know what I am about.

GUILTY. Death.

Recommended to mercy by the Jury, from the smallness of the injury done to the prosecutor.

*Tried by the London Jury before
Mr. RECORDER.*

509. DAVID CARTER was indicted for stealing, on the 15th of June, a silk handkerchief, value 1s. the goods of Robert Alefounder.

ROBERT ALEFOUNDER *sworn.*

I am a journeyman carpenter; I was robbed of a silk handkerchief on Sunday afternoon the 15th of this month, in Whitechapel, it was taken out of my pocket; I did not see the prisoner take it, but I saw it on him; I missed it, and I turned round, and saw the prisoner with it in his hand; he had it under his jacket, I went to take it from him, and he dropped it from under his jacket; I see him let it fall, it was a silk handkerchief; I picked it up, and gave it to the constable; I took him first of all to the watch-house, and gave it to the constable there, and from thence the prisoner was taken to the justice and committed; I am quite sure the prisoner is the person.

RICHARD NIBLY *sworn.*

I am a constable of Portsoken ward. I produce an handkerchief, I received it of Mr. Alefounder; I saw the prisoner, he was charged with taking it, he was in the watch-house before I was sent for. (The handkerchief deposed to.)

Prisoner. I was coming along Whitechapel between the hours of four and five, and the people walked very thick on the pavement, and there were two more lads walking close by the side of me, and a kind of a cheesemonger man caught hold of three of us, and called the gentleman back, and one of the other two dropped the handkerchief.

Court to Alefounder. Was there any other boy with him?—I believe there were two other boys with him, but I am sure I saw it drop from him, and not from either of the other boys.

GUILTY. (Aged 19.)

*Transported for seven years.
Tried by the London Jury before
Mr. RECORDER.*

510. DANIEL

DANIEL BRUNNEN was indicted for stealing, on the 18th of June, a wooden trunk covered with hair, value 2s. nineteen check aprons, value 19s. three muslin handkerchiefs, value 2s. five linen shifts, value 10s. five stuff petticoats, value 11. 10s. one silk gown, value 11. three damask table cloths, value 6s. five linen handkerchiefs, value 5s. a pair of stays, value 5s. a cloth cloak, value 10s. six china cups and saucers, value 2s. four silver tea spoons, value 11. six silver tea spoons, value 8s. one silver milk pot, value 5s. two silk bonnets, value 10s. seven crown pieces; seven half crowns; eight shillings; four six-pences, and a piece of foreign money; the goods, chattles, and monies of Henry Goodman in his dwelling house.

HENTY GOODMAN *sworn.*

I am a publican; I keep the Bull's Head, in Leadenhall-street. I was robbed of a trunk, and all the articles mentioned in this indictment; this man lodged in my house, I take it about two months; I missed these things from my bed room, some of the articles I missed were in the hair trunk, and some about the room.

Q. Were these articles let to him as part of the furniture of his lodgings?—No, nothing at all of them.

Q. In what room where these things kept?—Some were kept where I lodge, and where I live myself, but not all; the box was in my room, and the things were in my room in the box, or in drawers; I missed them the day after they were gone, the day after he went away with them.

Q. Did he pay for his lodging when he went away?—My wife told me that he owed nothing, that he paid very well.

Q. When he went away did he give you the key of his room?—No, the door was not locked, it was open.

Q. Have you ever recovered any of the things that were missing?—I found

them at the Swan with two Necks in Lad-lane a week ago last Friday. The constable has them Joseph Green, the alderman gave them him.

Mr. Peat. The first time you saw your things was at the Swan with Two Necks?—It was.

Q. Were they all found with the trunk?—Yes, in the trunk, hat boxes and different things.

Q. Do you know whether any of these things were in the prisoner's room before this?—I do not.

Q. Then you don't know at all how they came into this box?—I do not.

Q. Where did you find the key of this box?—My wife had it.

Q. Was she present when they were found at the Swan with Two Necks?—She was, and she had the keys.

Q. How many trunks were there?—One trunk, and one box.

Q. You are a publican?—I am.

Q. Have you any partner in the business?—No, I have not.

JOSEPH NICHOLSON *sworn.*

I am the book keeper at the Swan with Two Necks, Lad-lane; I know nothing at all except that this gentleman, the prisoner at the bar, came with this luggage, a deal box, an hair trunk, two bundles and two hat boxes; they are here; I saw them opened before the alderman. I should imagine there was two milk pots I should know again; I know the hair trunk.

Q. When did the prisoner come?—He came at a quarter past four on the 21st of June, on Friday, they were put in the Liverpool hole; I am sure the prisoner brought them with another man; the officer came about half past four, and I delivered them the same things, every thing as was brought by the prisoner.

Q. How soon did you see the prisoner after this?—I did not see him

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at all after he left the counting house ; I never saw him any more till now, except before Mr. Alderman Curtis on Saturday, I believe the next day.

Q. Did you know him to be the same man then ?— Yes, I did.

Mr. Peat. You never saw the man before that day he came to your house ?— Never, and never saw him but once since, and that was before Mr. Alderman Curtis.

Q. He came with another person you say ?— He did.

Q. Was there any woman with him ?— There was not.

Q. All the goods were in the trunks, and packed up ?— There was nothing loose, all packed up in the usual way.

Q. Do you happen to know who produced the keys of these trunks afterwards ?— I cannot tell from whom they were taken.

Court to Goodman. What day was it he left your house ?— On Tuesday.

— GREEN *sworn*.

I am the constable ; I produce this property which was stopped at the inn, an hair trunk, a square deal box, a bundle, a hat box, and a bonnet box ; I got them from the book keeper which was in the warehouse at the Swan with Two Necks, Lad-lane ; it was last Friday week, about half after four, I have kept them ever since, I took them to a room, and locked them up, and kept the key in my possession ; the deal box was locked, not the hair trunk.

Q. Did you get the key at any time ?— Yes, I got the key from Mrs. Goodman.

Q. How many keys did she give you ?— There were three keys she gave to James Hall and me.

Mr. Peat. You say the keys were produced by Mrs. Goodman ?— Yes ;

I took the prisoner, and Mrs. Goodman with him by the side of one another in the tap of the Swan with Two Necks that day after I had stopped the property ; the prisoner was in company with Mrs. Goodman, they were both together, had a pint of beer before them, and a small bundle before them, which I have here ; here are nineteen check aprons, three muslin handkerchiefs, four linen shifts, one dimity petticoat, six other petticoats, one silk gown, &c. (The same as in the indictment.)

Mr. Peat. In fact there were several articles of female dress amongst them ?— There was.

Court to Goodman. Did your wife stay in the house after the day he went ?— She did not. I saw him about ten or eleven o'clock, and I asked him whether he had no work ? he said he had work enough, and my wife went away between five and six ; they both went on Tuesday,

Q. What articles can you speak with the most certainty to ?— The milk pot, the punch ladle, and the counterpane.

Q. Did you miss the things before your wife went away ?— No, I found the drawers were stripped almost quite ; here are several sheets, I know here is a gown that I have seen on my wife's back, and a green bonnet, but I cannot say that they are marked in my name.

Q. Did she go away at the same time ?— No, I never saw him after ten or eleven o'clock, and she went away between five or six ; they both went on one ; I missed the things the next morning about nine o'clock when I opened the drawers.

Mr. Peat. Then Mr. Goodman, your wife went away about five or six hours before the prisoner ?— Yes.

Q. Where

Q. Where the articles of plate in the bundles, or in the box or trunk?—I cannot say.

Green. They were found in the hair trunk.

Mr. Peat to Goodman. You know the things then only by their general appearance?—No, and having lost such things.

Court to Nicholson. You was the person that received these things, was it a man or woman that came with the prisoner?—It was a man.

Q. In what manner did you put them down?—They were only put down, Mr. Brunnen's luggage, 11. 15s. The money was paid I believe by the prisoner, but I am not sure.

Mr. Peat. Then the man that was with him appeared as the witness I suppose?—He did.

Q. It was not you that saw the woman in the tap room?—It was not.

Green. It was I that saw her with the prisoner in the tap room on this same Tuesday.

CHARLES SANSON *sworn.*

I am a porter to the public house; I have seen the prisoner, he is a lodger there, I saw the prisoner on Tuesday as the wife was at tea in the afternoon, I saw him come out of the house with a shawl in his apron, and that box in his hand, I believe this to be the same shawl according to the best of my knowledge which the constable produces; that morning that he went away, the wife had said something to the husband concerning the pots, and as soon as the husband was gone he went up stairs immediately, and came down with these things.

Mr. Peat. You saw a shawl?—I did, and I have seen the shawl on her, and I believe it to be the same shawl I have seen on her.

Q. Was it wrapped up?—It was lapped over the bundle, what was inside I cannot tell.

Q. I suppose if you had seen that shawl at York you would have known it?—I am positive, you will do no good by cross examining me, because I have more behind.

JAMES HALL *sworn.*

When the prisoner and Mrs. Goodman was brought before alderman Curtis, I was in court, and I was desired to ask who had got the keys, and Mrs. Goodman replied that she had, and I was ordered to ask her for them; I did, and she gave me some, one of which opened this trunk, and they were both committed for this offence.

Prisoner. Mrs. Goodman depended on me to do her justice, as she was going into the country, and desired me to put the things in in my own name.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

511. ELIZABETH WILLIAMS: was indicted for stealing on the third of May, three linen shirts, value 15s. a muslin petticoat, value 15s. a cotton petticoat, value 5s. six diaper napkins, value 10s. a muslin neckcloth, value 1s. a linen apron, value 1s. two linen pillow cases, value 2s. the goods of John Ray.

SARAH RAY *sworn.*

I live at No. 2, Baker-street, Westminster, I lost the things in the indictment, they were taken out of the garret, they were hung up to dry, they were hung up in the morning about eight o'clock; my husband saw them there at two o'clock, I don't know what time they were taken; my husband is here; I saw some of them again at Mr. Armstrong's, the corner of Bedford-street, in the Strand; I believe they are here in court now, Mr. Armstrong has brought them; I never see the prisoner before to my knowledge.

ARM-

ARMSTRONG *sworn.*

I am servant to John Salkut, a pawn-broker, I took these things in the 3d of May, between the hours of eight and nine in the evening; they were brought by the prisoner at the bar.

Q. Did you know her before?—No, I never saw her before, but I am certain she is the person that brought them. (Produced and deposed to.)

Court to Mrs. Ray. How came you to know they were at Salkut's?—I delivered bills early in the morning of the articles we had lost.

sworn.

I live with the Rev. Mr. Hodam's in Queen-street; I don't know any thing about their being stolen I only know the property, they are my master's goods sent to be washed.

Prisoner. The things were given me by another person, and when the pawn-broker stopped me I begged him to go out of the door to see the other person; he said, no, he had got me in custody, and that was enough for him.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. Justice BULLER.

The Second Part will be published in a few days.

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO
The Gaol Delivery for the County of *Middlesex*;
HELD AT
JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 26th of *June*, 1793, and the following Days :

Being the SIXTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

MANOAH SIBLY,

PROFESSOR OF SHORT-HAND, No. 35, Goswell-Street,

And Published by Authority.

NUMBER VI. PART II.

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PRICE ONE SHILLING.

THE WHOLE
P R O C E E D I N G S

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

512. JOSEPH FRANCIS was indicted for making an assault on Christopher Fonke, on the 25th of June, and putting him in fear, and feloniously taking from his person and against his will, a silver watch, value 1l. 10s. a watch chain, value 1d. a brass key, value 1d. a cornelian seal set in base metal, value 1d. and 52 pieces of foreign gold coin, value 41l. 12s. the goods, chattles and monies of the said Christopher Fonke.

CHRISTOPHER FONKE *sworn.*

I was robbed yesterday at eleven o'clock in the day time; I wanted to go down into the City, to exchange my Foreign gold, and I came into Holborn, and the crowd was very strong, I met a procession there, I stopped at No. 228, High Holborn, not to go among the crowd, there were iron rails before the house about half a yard high; I stepped up on the rails not to come among the crowd; there came three or four people that wanted to

push me down from the rails, they pushed me down at last, one took my stick from me; I took the stick again from the man, and stepped back again on the same place on the rails; I stood there about a quarter of a minute; they pushed me very much about, and the prisoner came and took my watch out of my pocket, he caught it by the chain, and pulled it out; I laid hold of the prisoner; there was a great fighting against me, four or five more pushing me very much about, I held him fast, and took him into a shop, I then seek about for my watch, and charged him with it, and felt about him in his body; when I could not find it about him, I saw it in his hand; I griped after the watch with my hand, and he threw it away over his shoulder among the crowd of people; I saw him throw it, the watch was recovered, and I felt still in my pocket, and there was the money gone, fifty-two pistoles, Brunswick, French and Prussian coin, all gold; I cannot

cannot say who took that, there was no money found on him.

Q. Did you find any money again?—No, none at all; a constable brought the watch into the shop to me.

Q. How long do you think it might be from your being pushed by three or four people, and your stick snatched from you by one of them, before the boy snatched the watch out of your pocket?—About a minute the whole; not above.

Q. I want to know whether before the boy snatched the watch, you happened to see him in the crowd?—I cannot say that.

WALTER TOON *sworn.*

I was going down Holborn about eleven o'clock yesterday, and I met a society going in procession, going along I was in the road, I was not on the flags, I heard a scuffle, and I saw the gentleman taking the boy into the shop, the boy was on the ground, and I saw the watch in the boy's hand as he lay; I did not see any more of the watch till I saw it in the constable's hands.

JOSHUA GREY *sworn.*

I was walking up Holborn with the society, and seeing a great mob about the man, I went towards it, and directly as I came up to the foot of the pavement, I saw the watch up, and another gentleman and I tried to catch it, and he caught it, and seeing me an officer, having the truncheon in my hand, he gave it to me, and I took it into the shop, and gave it to the gentleman, and took the boy into custody. (The watch produced and deposed to.)

HENRY CROKER *sworn.*

I saw the prisoner at the bar, and took some handkerchiefs from him, having orders to examine him at Bow-street before the justices.

Prisoner. I found the watch; I saw it laying among the crowd.

GUILTY,

Of stealing, but not of the highway robbery. (Aged 18.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. Justice WILSON.

513. **JAMES FEE** was indicted for stealing, on the 22d of June, a boy's hat, value 6s. the goods of Robert Jacob Brown.

ROBERT JACOB BROWN *sworn.*

I lost a hat on the 22d of this month, Monday afternoon last, I went into the parlour for it, and not finding it there I had suspicion of this man; I live at No. 21, Great Suffolk-street, Haymarket, with Mr. Parry; I suspected this man, because he was there on Saturday last; he came there to enquire for a gentleman, captain Donaldson, captain Donaldson was there, he was there backward and forward all the morning.

Q. Had not you seen your hat all that time?—No, I never looked for it till the Sunday afternoon; on Monday morning I went to the pawnbroker's, and he shewed me the hat; and I said it was mine, and I swore to it.

GEORGE BURNEY *sworn.*

I received the hat from the prisoner at the bar, on the 22d of June; the middle of the day, he brought it to pledge.

Q. Did you know the prisoner?—No, I don't remember ever seeing him before. (The hat produced and deposed to by Brown, by the maker's name.)

WILLIAM PARRY *sworn.*

I know no more than that the prisoner came to my house to enquire after the gentleman

gentleman, and he went into the kitchen, but I did not see him in the kitchen; I met him in the passage.

JAMES SCULLEY *sworn.*

The prisoner at the bar came to this house after my master; I live with captain Donaldson; the first time he came on Saturday, he came down into the kitchen, he came for some time there, and then went up to the parlour, where the hat was, I went up and when I came down I saw that the door was shut, and when I got into the room I saw a bundle laid on the table which he was certainly at.

Prisoner. Was there any thing taken out of the bundle?—No.

JAMES — *sworn.*

I am a constable, I belong to the Police office in Queen-square; I found him in the kitchen of this gentleman on Friday, I searched him and found the duplicate of the hat in his pocket.

Prisoner. By all means I had a right to have the duplicate of the hat I had bought in the Hay-market, after paying four shillings and six pence for it, because they had a suspicion of this hat they conceived it must be that gentleman's there; I never meddled with the hat, and they cannot say that I did, except they forswear themselves. I have a few words to say. I bought this hat of a jew in the Hay-market, and gave four shillings and six pence for it, he had told me his name was Shepherd, and that he lived in Rosemary-lane; in the afternoon afterwards I pawned it for three shillings.

GUILTY. (Aged 40.)

Judgment respited.

*Tried by the first Middlesex Jury before
Mr. Justice BULLER.*

514. **JOHN WILLIAMS** was indicted for stealing on the 2d of June, a

pair of corduroy breeches, value 2s. the goods of Daniel Edwards.

DANIEL EDWARDS *sworn.*

I lost a pair of breeches on the 1st of June, at Mr. Fossitts, Park-lane, they were corduroy breeches lined with leather; it might be about twelve o'clock in the day, I hung them up in the hoftry where our saddles and bridles hang the first of June about twelve o'clock; I missed them about twelve o'clock; I knew him before and had a suspicion of him; I did not hear any thing of him till the 18th of June, when I met him in Park-lane with the breeches on him; I did not know where he lived or where he lodged, he was very often about our yard, we had missed a great many things before, and every body supposed that he was the person; I saw him at the place, at the same time I hung the breeches up.

2. Was he never in the yard from the 1st to the 18th?—Not to my knowledge; when I met him I was leading a horse up in my hand, and I met him coming down the lane, he had been in the yard during the time I was out, so I saw him coming along and I looked at him, and I found he had my property on him; I sent for a constable and he took them into possession.

2. How did you know the breeches? — By the marks, I am quite sure they are my breeches, the constable William Fenn, has got them here.

Prisoner. He either offered me to let me pay eight shillings for the breeches or give him them again.

Prosecutor. He offered me his trunk to pay for the breeches, he has a trunk up in our yard.

Court to Prosecutor. Did you offer to take eight shillings?—I did.

2. And to let him go if he would give you eight shillings?—I did. While he was up stairs there was a young man that see him hide a paper and they found

found this paper and searched it and there was twenty-two duplicates in it.

WILLIAM FENN *sworn.*

I know nothing more than being sent for to take this man into custody; I have got the breeches and have had them ever since. (Produced and deposited to.)

Prisoner. No man can speak a word against my character, except about these breeches; about the 17th of May I left two pair of old breeches in that place which were not worth much; on the 3d of June or 4th, I went to see for my breeches and could not find them, by looking about I found these in the hoftry and took these to put them on while I had another pair mended; I takes these to the breeches maker's, which the prosecutor knows at the time I changed them, afterwards I wore these breeches and did not know but they were my own when I took them. I have no witnesses because I expected it would have been made up, because I sent a person to Mr. Foffit yesterday morning, and he said it would come to nothing.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice WILSON.*

515. RICHARD CAMPBELL was indicted for stealing on the 8th of June, a woman's linen gown, value 3s. the goods of Sarah Pearson spinster.

SARAH PEARSON *sworn.*

The gown was my daughter's, my husband had been dead about eleven months, I keep a public house; the prisoner came in and asked for a pot of beer, another was with him, and they went into the skittle ground for about five or

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six minutes, and then the prisoner ran through the passage, and his companion who was with him said, what a scaly fellow he is not to pay for the quarter of gin, which he has lost, but however I will stay and have it; my daughter looked out and saw him running as hard as ever he could, my daughter called me and I saw when he was out that he had a bundle under his right arm, and I am sure he had none when he came into the house.

SARAH PEARSON *sworn.*

I lost my gown on Saturday the 8th of June, I saw it in the house about twelve o'clock and discovered it gone about half after twelve, I saw it was gone off the line.

Q. Did you see any body take it?
— No. I saw Campbell was in the yard and his friend, and there was nobody else in the yard; I saw him run away, he walked as hard as he could, he had got a bundle under his right side; the runners went after him and took him, I saw him again at Hoglane, some days afterward.

Q. Did you ever get your gown again?
— No.

Q. Was there other people in the house besides the prisoner?— Nobody but him and his friend, and me and the person that was scouring.

SARAH HOLLIDAY *sworn.*

On the 8th of June Saturday, I was helping the girl to scourer; and the prisoner at the bar, and his companion, came into the skittle ground and they knocked down the skittles, from that this good man ran away, and I followed him and said to him, where is your friend? you are the man that took the gown and he continued running and said come this way and you will see him.

Prisoner. I met this other man and he asked me to have part of a pot of beer

beer, after we had the drink, he asked if we should go in and play at skittles? when I went into the ground there were four men just done playing, one of them had his coat off, I was obliged to go home to leave some victuals at home; as I was coming down Wheeler-street I met this man again, I asked him why he did not stay, he said, he was obliged to go because he was sent for; as I was walking back again I met this girl, and she asked me whether I was not in the skittle ground? I said I was going to the same skittle ground, but I did not know whose it was, particularly she asked me what was the man in the white coat? I told her where he told me he was going.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Justice WILSON.

516. JOHN MORAN was indicted for that he on the 15th of June, in the year of our Lord, 1792, did marry one Elizabeth Elliott, spinster; and that afterwards on the 14th of February last, at the parish of Hodnet, in the county of Salop, feloniously did marry and take to wife one Elizabeth Chidleigh, his former wife, Elizabeth Elliott, being alive; and that afterwards on the 7th of June, in the parish of St. George's, the Martyr, he was apprehended and taken for the said felony.

(The case opened by Mr. Knowlys.)

CALEB GREVILLE *sworn.*

I am the clerk of St. George's, Hanover-square; I produce the certificate of the marriage of John Moran and Elizabeth Elliott in June 1792.

Mr. Knapp. You don't recollect the person of Moran?—I do not.

SARAH HARRIS *sworn.*

I know the prisoner at the bar.

Q. Do you know Elizabeth Elliott?—I do, I was present at their marriage.

Q. How long ago is it that you have seen Elizabeth Elliott?—Within three weeks or a month from this time.

Mr. Knapp. How old was Elizabeth Elliott at this time?—I don't know.

Q. How long had you known her?—Not above a month before she was married.

Q. Was she of age at the time she was married or not?—I cannot say.

Q. Did not you hear that she was under the age of twenty-one?—I cannot say any thing about her age.

ELIZABETH CHIDLEIGH *sworn.*

I was married the 14th of last February to the prisoner at the bar, at Hodnet, in the county of Salop, I lived with him four months before I found out he was married.

Mr. Knapp. Who carries on this prosecution?—My friends.

Q. You have an uncle?—I have,

Q. Is not he at the expence of this prosecution? you are a servant girl I believe?—He has carried it on hitherto, he has been at the whole expence.

Q. This prosecution would not have been carried on, if your uncle had not instigated you to it?—Certainly, I would wish to do as the law permits me to do; I could not do it myself.

JOSEPH ELLIOTT *sworn.*

I apprehended the prisoner and took him to the sign of the Hole in the Wall, by Bloomsbury-square, in this county.

GUILTY. (Aged 22.)

Imprisoned twelve months in Newgate and fined 1s.

Tried by the first Middlesex Jury before

Mr. Justice BULLER.

317. MATTHEW

317. MATTHEW JACQUES was indicted for stealing, on the 6th of April, a gelding, value 10*l*. the goods of Samuel Brunders.

SAMUEL BRUNDERS *sworn*.

I am a lodger in Eagle-street; I have made shift to get enough to live without business. I had a gelding stole from me, it was kept at one Mr. Rutham's yard, in Eagle-street; I missed it the 6th of April last, on a Saturday, when I came home. About nine o'clock at night I generally go to look at the horse, and then I found it gone, I made an enquiry and I found it at one Mr. Bishop's stables the Tuesday following; Mr. Bishop's stables is in St. Giles's; it was a sprightly looking gelding, with two white heels, I believe the bridle and saddle was gone; it was brown, I had it about a fortnight before I lost it as near as I can guess.

Q. Can you swear that the gelding you saw in Bishop's stable was your gelding?—Yes, I have no doubt about it.

Q. Did you find your bridle and saddle there too?—No, I had that sent home about a fortnight or three weeks after, by a woman; when I found the horse in Mr. Bishop's stable I told him to take care of it, and not to part with it; it was my horse, I had lost it, and I went and got an officer to demand it, to take my property, I went to Bow-street and acquainted them that Mr. Bishop had my horse that was lost, and the gentlemen there summoned him and heard the story, and when I told the story one of them ordered him to give me my horse again, and I had my horse again.

Mr. Knapp. So you lost this horse?—Lost which horse?

Q. This horse of your's?—Yes.

Q. Will you swear to your knowledge that you lost this horse?—I will swear it was taken out of my stable unbeknown to me.

Mr. Knapp. Mr. Short Hand Writer be so good as to take that down.

Q. Will you swear positively and allow that gentleman to take it down that you lost that horse unknown to you out of your stable?—Yes.

Q. How lately before the 6th of April had you seen your horse?—I saw it that morning.

Q. How came you to tell my lord just now that you had seen it at home a fortnight before?—I did not say that I believe, I had seen it that very day before I lost it.

Q. You was in Smithfield market the 4th of April I believe?—No, this happened on Saturday that I lost my horse.

Q. Was you not in Smithfield market the day before?—I believe I was.

Q. On your oath don't you know you was?—Yes, I believe I was.

Q. You never saw that man the prisoner at the bar before in your life?—Yes, many times.

Q. Where?—In Smithfield, I was very near Smithfield market and I believe I did see him there.

Q. Did not he go with you to Smithfield market for the purpose of disposing of that horse?—I don't think he did.

Q. Don't you know that you went together to Smithfield for the purpose of disposing of this horse?—No, not together, I saw him in Smithfield.

Q. Upon your oath did not you go together?—No, I believe not.

Q. Did not you drink together at your own house before you went to market?—I really cannot say.

Q. But you shall say. Did not that man come to your own house on Friday, and drink with you and set off with you for Smithfield to dispose of this horse?—I don't know but he might.

Q. On your oath was it not on your own application that he came there to drink with you and go with you to Smithfield?—No, I believe the horse was lame and I met him at Smithfield.

Q. On your oath did not he meet you that morning by your own appointment at

at your own house, and go to Smithfield with you to dispose of that horse?—What on Friday?

Q. I ask you on the morning of that Friday?—I say I believe he did.

Q. How came you to tell us that you only met him in Smithfield market?—I say so now.

Q. Which of them is true?—I have forgot, I have been very ill, I have had a very sad fit.

Q. Then he did meet you by your own appointment?—I forget.

Q. On your oath did he or did he not meet you at your own house?—I really cannot tell.

Q. Is it true that you met him in Smithfield market?—I think that is true.

Q. Upon your oath is it true that you met him by appointment to go to your own house with you?—I cannot say, I might say something to him about it, I think to the best of my remembrance I light of him by the doctor's.

Q. Will you swear you did not make the appointment with him to meet you at your own house?—I cannot swear to that.

Q. Who saddled the horse?—Where?

Q. Saddled the horse to go to Smithfield?—Myself I believe.

Q. Who took your mare out to go with this horse to Smithfield?—My mare?

Q. You rode them both I suppose?—Upon my word I don't recollect.

Q. Upon your oath did not this man ride the horse, and you rode the mare?—He did get up on it just by porters block at one end of Smithfield, towards Islington.

Q. How did you get the mare and horse to Smithfield?—I rode one and led the other.

Q. Will you swear that the prisoner did not ride either the mare or horse to

Smithfield?—I cannot swear about it, I have forgot what was done on Friday.

Q. Perhaps you have forgot that you gave this man authority to sell the horse for you?—On Friday he said he could get a customer for it.

Q. He knew your intention to sell it?—He knew I came there to sell it.

Q. On Friday he told you he believed he could get a customer to sell it. He deals in horses, I believe?—I have been told so.

Q. Upon your oath don't you know so?—Because he never dealt with me.

Q. Don't you know that he is a horse-dealer?—He may be a horse-stealer.

Q. So may you, for which you have suffered the law perhaps?—If I have I cannot help it; I have heard that he is a horse-dealer.

Q. Did not you hear that he was a horse-dealer when you went to Smithfield market?—I believe him to be like myself, a person that now and then bought a horse, and now and then sold a horse.

Q. Did not you talk to him as a dealer in horses?—I do not recollect.

Q. Upon your oath, on that Friday, did not you speak to him, and act with him as a dealer in horses?—I don't know.

Q. When he told you that he believed he could get a customer for this horse, did not you desire him to get one for it if he could?—I don't recollect.

Q. Then for ought you know you might have desired him to get a customer for this horse?—I recollect very little about Friday.

Q. Will you take on yourself to swear that you did not give him authority to sell it?—I know I lost it against my desire.

Q. Upon your oath did not you give him authority to sell it?—I have forgot it entirely.

entirely whether I did or not I have forgot all that past on Friday.

Q Did not you go with this man to the public house in St. John-street where this horse was put up?— I did.

Q Did not you meet him there?— No, I met him at porter's block, we were there together.

Q Did not this man pay for the horse's keep there?— No, I paid for it.

Q Pray who took him home?— I took it home; I believe I rode one and led the other.

Q Will you swear man that he did not ride the horse?— I will not swear that.

Q For ought you know then he might do it?— I do not say so, I do not recollect.

Q Will you swear that this was not so? It might pass, and I not recollect it, I don't know any thing about Friday.

Q No, no, you don't know any thing about Friday which is a material point; I should like to be acquainted with you, who you are, you say you live in lodgings now?— Yes.

Q Pray how lately did you learn at your lodgings that this man had been at your house to pay five guineas which he said had been the produce of the horse?— I don't know any thing of it.

Q Have you never heard that that man had sent his wife with five guineas, as the price of that horse?— No.

Q Upon your oath have you never heard at your own house that that man's wife came with five guineas, as the price of the horse, a day or two after the 6th of April?— I don't remember any thing of the kind.

Q Did not you see the prisoner's wife and did not she tell you she brought five guineas as the price of that horse that was sold?— The horse cost me eight guineas and a shilling.

Q But it might have been sold for five guineas?— I don't know any thing about it.

Q Upon your oath did not you see the man's wife?— I did not see her.

Q Will you swear that positively?— I believe I could venture to say it, because I don't recollect it.

Q Do you swear positively that you did not see that man's wife who brought you five guineas, and told you there was the price or part of the price of the horse?— No such thing.

Q Will you swear that positively?— I will, there was never any such thing as money offered me.

Q Did not the wife tell you that she brought five guineas as the price, or part of the price of the horse?— I will swear that, that I don't know any thing about it.

Q Will you swear that it never passed between the prisoner's wife and you?— I don't know; I am pretty sure I never heard it, I don't recollect it.

Q Why it is a very material circumstance?— I can safely swear that I did not see the man's wife the next day.

Q Are you sure you did not hear it the day after?— I am not sure, you ask me so many questions.

Q Are you sure that you was not sent to gaol for rescuing a couple of thieves?— I recollect that, that was an accident, it was not for rescuing them, I never did rescue them.

Q The jury are very unjust sometimes?— The jury I believe are very right.

Q You then kept the Eagle in Eagle-street?— I did.

Q How came you to leave it?— Because I had money enough to live without.

Q Was that the cause of your leaving that public house, because you had money enough to live without; on your oath was not your licence taken away?— I believe you are very right, the licence was taken away.

Q. Some people said there was a man lost his life there?—I believe he did.

Q. How did he die?—I forget, it is a good while ago.

Q. Did not he die by a chuck under the ribs with a knife, or something of that sort?—I was not there when it was done.

Q. You are acquainted with a man of the name of Richardson?—Yes, I remember such a man, I am very ill, I cannot answer any more.

Q. How many times have you been taken up for receiving stolen goods?—Never in my life.

Q. How many times accused of it?—Never in my life.

Q. You will then not swear that he did not take this by your order to dispose of it on Friday?—No, I will not.

Q. Then he might take it by your order on Friday and dispose of it?—It was not disposed of.

Q. Yes, it was disposed of to Mr. Bishop?—That was on Saturday night; I have forgot whether I gave him leave to sell it on Friday or no.

Jury. Did you give him leave on Saturday?—No, I did not.

Q. How long have you known the prisoner at the bar?—Six or seven months.

Q. Have you been intimately acquainted with him from that time?—I have seen him at Smithfield three or four times; he durst not go into Smithfield, he was obliged to stand outside of the bar.

Mr. Knapp. On your oath was not the horse taken from the stable in your presence on Saturday?—I will swear that it was taken out of my stable unbeknown to me.

Q. Where was you?—I believe I was down at Islington. It was lost as near as I can guess, between four in the afternoon and nine at night.

Q. How much money was you offered for this horse in Smithfield?—I never saw any body that wanted to buy it.

Q. Did not you tell this man that if he could sell it for five guineas you should be content?—I never told him so. I bought it at Hopkins's.

Q. Not on Friday?—No.

Q. You bought it at Hopkins's as a good horse?—I gave eight guineas and a shilling, it was lame when I bought it; I believe the prisoner was there when I did buy it.

Q. Did the prisoner pass his judgment on it for you at the sale?—No, I bought it on my own judgment. There was a great many hundred people there at the sale.

Not GUILTY.

*Tried by the first Middlesex jury before
Mr. RECORDER.*

518. ANN CAVE otherwise CAVE-NOR was indicted for stealing, on the 10th of June, sixteen yards of muslin, value 1l. 5s. the goods of George Jubb.

GEORGE JUBB sworn.

I am a linen draper. The prisoner came into my shop on Monday the 10th of June, between seven and eight o'clock in the evening, as I had a suspicion of her I had the muslins counted previous to her coming into the shop; my young man saw her at the window, I desired him to count the muslins in the wrapper that she was frequently asking to look at; I had two young men, servants in the shop, my wife and myself; she asked me to look at some muslins the same as she had before; she was in our shop the Friday before; one of the young men went to her, and asked her what she wanted? his name is Zachariah Senny, he did not see her steal the muslin, he served her with the muslin; shewed them her, and cut off a quarter of

a yard; after that she asked to look at some check, which he shewed her; while she was looking at the check one of the evidence that is here, counted the muslins again and he discovered that two pieces were deficient, which he told me; I desired him to take no notice till she had departed; she went out of the shop to the door; I brought her back by force, and when she got to the middle of the shop she dropped the two pieces of muslin; I saw her do it, and I ushered her into the parlour, and sent for an officer; she dropped them from her cloaths, they fell down at her feet in the struggle of going into the shop.

Q. Was there any other woman near? — Not near, there were others in the shop, she had on a black silk cloak, but whether she dropped them from her cloak or petticoat I cannot exactly say, they were concealed somewhere about her.

Q. Who took them up? — I cannot exactly say; I believe my servant did that will be next called; I have had them in my possession ever since, they have never been out of my possession.

Prisoner. Why should he think that I took the muslin any more than the other women that were there.

Court. Was these women in the shop customers? Did you know them positively? Do you believe that any other woman came in with the prisoner? — No, there was none near her nor at the same counter.

Prisoner. I have dealt with him this seven years off and on.

Prosecutor. I have seen her at the shop many times, and her conduct has been very suspicious at times.

— — — sworn.

I am an apprentice to Mr. Jubb. I saw the prisoner come into the shop, I had been out shewing some goods, and

come home; I found her standing at the window, when I came into the shop I informed my master; he desired me to count the muslins that were in the wrapper; I found nineteen quantities; after she had been in I counted again, and I found there were two short; she chose a particular one, and desired them to cut off a quarter of a yard; while some muslins lay on the counter which she had been looking at, I see her draw something out from the counter while the other man was shewing her the muslins, and removed her gown on one side, and concealed them under her gown, I told my master of it; I then had orders to take no notice of it till she went out; my master desired I would count the muslins over again to see if there were any gone; I made but seventeen pieces of them; when she was gone out we went out after her, and I saw her drop two pieces, I took them up, and gave them to my master; he desired me to go for one of the runners, and then she was committed.

Prisoner. Why should he think I should take it any more than the other two women that were in the shop? — They were not on the same side of the shop.

MARY LERICK sworn.

I am a married woman, my husband is a cornchandler. I was in the shop at this time, I was getting served at the counter; I see her drop the muslin.

Prisoner. I went to this gentleman's shop, I have dealt there about seven years off and on, my husband is ordered out to sea; I am a weaveress by trade; I have got three children, and a young woman that lived next door to me asked me to make her an apron; work being short I went to this shop, and asked for a bit of muslin; so he took down the muslin, here, says he, here is the muslin; and he says to that young man cut her off a quarter

quarter of a yard; for which I paid ninepence, I went then to the other counter, and left two women at the muslin counter; I was coming out, and there were three women in the shop; just coming out there is a horse like standing where there are prints on it; I looks at the prints, and I says, there is a young woman that lives next door to me that wants a piece of cotton at a shilling a week; I was just going out of the shop, and Mr. Jubb came up to me, and said, come back, you have got some muslin; the two women went out of the shop, and they left me there, and they sent for an officer, and charged the officer with me; Mr. Jubb kept the muslin; he has got now also the quarter of a yard that I paid for; I have dealt with the shop for many years, and they always took notice of my children; I have got three of them now; I have those that would give me the best of characters but they did not know of my trial coming on so soon.

The prisoner called two witnesses to her character.

GUILTY. (Aged 31.)

Recommended by the Jury.

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

519. ELIZABETH HARRIS was indicted for stealing, on the 21st of June, in the dwelling house of William Norman, a clasp knife, value 1s. 6d. a pair of silver shoe buckles, value 1l. 10s. a watch with an inside case of gold, and the outside case of Tortoiseshell, value 10l. two cornelian seals set in gold, value 10s. a steel watch chain, value 1s. a base metal watch key, value 1d. six guineas; a piece of counterfeit coin, made to the likeness of an half crown, value 1d. and five shillings in

monies numbered; the goods and monies of William Shifton, and one bank note value 10l. being also his property.

WILLIAM SHIFTON *sworn.*

I am clerk to Mr. Hill, Gray's Inn. On the 21st of June I left my things at Mr. Norman's, Charlotte-buildings, Gray's Inn-lane; I slept that night with this woman; I left my things at her lodgings, I never knew her before she enticed me to her lodgings, it was Thursday last about twelve o'clock in the evening, she met me in holborn; she asked me to go home with her to sleep with her; I stayed all night, when I awoke in the morning the girl was gone, I awoke between six and seven, and I missed every article in the indictment; I never recovered any thing; the girl was found on Saturday last, and there was found on her a guinea and a half, twelve or thirteen shillings and one half crown, likewise a pen knife, which is mine, and another which is not.

Q. Are you sure that the young woman from whom these things were taken, is the woman you slept with?—I have no doubt about it at all.

Prisoner. Can you swear to me?—Yes, I can.

Q. It was the other young woman.—No, it was not.

Court. Was there any other woman in the room?—There was not; nor did I see any other till I saw the candle light, there was a woman below where she light the candle when we went in, but that is the woman that I had connection with.

JAMES RANDALL *sworn.*

I am a butcher. In the afternoon of last Thursday, I and Mr. Shifton were drinking together, and he changed a five pound note with me, and I gave him a bad half crown out of a joke; next morning, Friday, between eight and nine I see him go by my shop without any buckles in his shoes, and I went to the

the house where we usually drink, and there I found he had been robbed; when I heard that he had been robbed, I said, I wonder whether he has lost the bad half crown that I gave him; and I went before the magistrate, and the officers brought forward an half crown, which he took from her; his name is Smith.

— FOSS *sworn.*

I saw Mr. Randall give the prosecutor a bad half crown in change of a five pound note, he gave it me into my hand, and he said, now I will have a joke with Mr. Shifton, and he said he would give it him.

Q. Should you know the half crown?
—I could not pretend to swear to it.

Q. Should you have a belief about it?
—Yes, I think I should.

Jury. Had you it in your hand?—
I had not.

MARGARET NICHOLLS *sworn.*

I am a single woman; I am on the town; I went up to Beccy Page's room for a light last Thursday night, or Friday morning, as it was past one o'clock.

Jury. Then this house is full of women of this description?—No, only me and Beccy Page, and that young woman the prisoner. When I went into the room she brought in the gentleman's shoes and buckles, and asked me to take them out; I told her I could not take them out; with that she took them out herself, and put them into her right hand pocket; she said she had got a person in the room, and made use of a very bad expression, and said she would rob him and strip him of every thing; Beccy Page was in the room as well as me, and heard it as well as me; I went home directly, I live at No. 9, both houses belong to one landlady.

Court. How came you to give any account of it? was you taken up?—
Yes.

Q. Was any thing found on you?—
No, they only came to me as a witness.

Q. How came they to you?—Because I told Mr. Thackary, a shoemaker, in the morning what had happened.

Jury. If you did not live in this room, how came you to go to this house for a light?—I was in Beccy Page's room, she lives in the front room, and the prisoner in the back room of the same house.

ROBERT THACKARY *sworn.*

I am a shoe-maker. On the 21st of June, last Friday, I saw Mr. Shifton standing at Mr. Norman's house; says he, my friend, I am robbed; this was about half after six in the morning; I said, who robbed you? says he, I don't know, I wish you would fetch a constable; I said who will go for a constable? accordingly Mrs. Norman let me search the house; says he, I slept in this back room, says I, this is the room that Elizabeth Harris lives in. We searched the room, and we could not find any thing belonging to a woman but a pair of pattens and a black beaver hat; that is all I know about it.

Q. Did you hear any thing from any of the girls?—When I came home I saw Margaret Nicholls in my room; Harris, says she, has done a fine jobb this morning I dare say, for she said she would strip the gentleman of every thing, and I see her take his buckles out of his shoes; I said, what you have said I shall mention to Mr. Shifton you may depend upon it, so if it is an untruth unsay it now; says she, what I see I say; I picked up the straps in Beccy Page's room, where she said she had thrown them.

REBECCA PAGE *sworn.*

I live in the house with the prisoner, in the same habits of life; I live next door; I went up stairs to give a young woman a light, between one and two in the

the morning, Friday morning, and my door was standing open, the prisoner brought in a pair of shoes, took the buckles out, and threw the straps in the room; she first asked Margaret Nicholls to take them out; and she said she could not do any such thing; so she took them out herself, I see her do it, and she put them into her right hand pocket; she said she would rob him of every thing that he had.

Q. Did you go and give the gentleman notice of it?—I did not; I had not the thought in my head.

Prisoner. Did you see me take the buckles out?—I did; and you took and put them into your right hand pocket.

BENJAMIN SMITH sworn.

I am a constable of Hatton-garden; I saw nothing of the robbery; I apprehended the prisoner on Saturday last in the parish of Clerkenwell, near Clerkenwell Prison; I examined her, and found a guinea and a half in gold, and eleven shillings and six-pence in silver, good and bad; six-pennyworth of copper farthings and half pence; two small shut knives, commonly called pen knives, both clasp knives; fifteen duplicates; but they did not lead to any thing as I have understood; and a box key; I found two half crowns, one bad one.

Court to Shipton. Are any shillings marked?—No.

Q. Can you speak to any half-pence?—No, I can speak to the clasp knife, I know it by the wear; I had it two years, there is no mark particularly, but the person who ground it last put S. or Shipton on it, I don't know which, the maker's name is Charwood.

Jury. Do you swear absolutely to this knife being in your possession?—I do. I think also I know the half crown; I knew Mr. Randall gave me one, and I believe it to be the same I received of him.

Randall. This is the half crown I gave him positively, it has two or three scratches on it.

Foss. I believe this to be the half crown.

Court to Prosecutor. Was you drunk or sober when you picked up this girl?—I was a little in liquor I believe, I was not very much, I was not so much in liquor but I knew where I was.

Prisoner. Between eleven and twelve o'clock I was walking up Holborn, and another young woman with me, I met this gentleman and a tall thin young lad, and I spoke to the young lad that was with the gentleman, and the other young woman spoke to that gentleman; says she to me, shall we all go home to your room? no, says I, my landlady don't like it. O, says she, she will be in bed. We went to my room, and the gentleman gave me six-pence to get something to drink; he did not chuse me, he liked the other young woman best; so I asked him for a trifle more; he gave half a crown and a shilling to get some rum, and I went down stairs, and left the other young woman with him; the other young man went off before we were at the top of the stairs, and said to me let me change hats with him, he is quite in liquor, he will not know it. I suppose this man robbed him, I know he was nothing better than a pickpocket, I suppose he robbed him, and then wanted to get rid of him.

Court to Prosecutor. Was you in company with any other young woman?—I was not.

Q. You went to bed with this woman, did you give her any money, or make her any present?—I did.

Q. Did you give her the half crown?—I don't know that I did.

Q. Do you recollect whether you gave her gold or silver?—Silver.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. RECORDER.

520. WILLIAM TILLARD was indicted for stealing, on the 26th of May, twenty-nine pounds weight of copper, called sheet copper, value 11. belonging to Samuel Baker, affixed to a dwelling house of his.

SAMUEL BAKER *sworn*.

I have a great many houses in St. Leonard's, Shoreditch; I am a builder; I have lost a great deal of copper at different times, one piece the constable of St. Luke's took from the prisoner yesterday morning about four o'clock, about twenty-nine pounds weight; I applied to the copper-smith that did the business for me, William Mardle; and he fitted it. The constable has the copper.

THOMAS FOXEN *sworn*.

I was the officer of the night of Whitecross-street liberty, in the parish of St. Luke's, on Tuesday night; with that about four o'clock we go off from Duty; I live about five doors from the watch-house; just as I turned myself to knock at my door I saw the prisoner at the bar with a flag basket, and heaving it on his shoulder, then his face was towards me; directly he saw me he turned round, and went up a place called Playhouse-yard; I went after him; and overtook him just as he got into Golden-lane, says I, holloo, what have you got here? you have been stealing lead; no, says he, I have not; says I, whatever it is I must see it; I knocked my stick against it, he said it was a bit of copper he had found in Mr. Baker's fields; he put it down, and wanted me to take it, and let him run away; for God's sake, says he, do; no, says I, I shall not; I took him to the cage, and went to Mr. Baker's and Mr. Baker sent for a copper-smith, and it was matched.

Q. How far was this from Baker's field that you saw the man with the basket on his shoulder?—Better than a quarter of a mile,

Q. Did you know the man before?—I knew him by sight, I knew him to be a bricklayer, I had seen him before, and he knew me.

WILLIAM MARDLE *sworn*.

Mr. Baker came to me yesterday morning, and told me he had lost some copper, and some copper was found; I told him if it came off from his houses I could be sure to tell; I went and matched it directly to one of his houses; the nail holes and every thing it fitted exactly with the place where some copper had been put on the house.

Q. Can you undertake to say that that was part of the property that was put on Baker's houses?—Yes, I will be upon my oath it was, it was a gutter.

Q. Was it nailed or fixed on?—It was.

Q. Did you fix it on?—My man did.

Q. Did you see it before it was fixed on?—I have looked at my books, and it answers exactly to the measurement; there had been a part taken before from the house adjoining, the houses were both of a size, and each took a quantity of copper alike.

Q. If I understand you right a part of the copper which had been put on the gutter of one house was taken away, and a part left?—This that is now produced is what was taken from the whole of one house; there had been some taken away from the adjoining house sometime before.

Q. Did you try whether it would fit the gully holes of the other house?—It would not; it did not go the right way for the current of the water; we value it at twenty shillings now; but it will cost Mr. Baker more than two guineas to replace it again.

Prisoner. I found it in the fields laying in three pieces, and that bit of a bag lay by it; and I took it and put it in my basket, and took it away; I work for

Mr. Law, in Chiswell-street, he can give me a very good character.

Court to Baker. When had you last seen it on the house?—I had not seen the top of the house for some months, the house was built before Christmas.

GUILTY. (Aged 25.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Justice WILSON.

521. WILLIAM BENNET was indicted for feloniously making an assault on Jacques Michel Lemaire, in a certain open field in the King's highway, and feloniously taking from his person and against his will a wooden stick, value 3d. the goods of the said Jacques Michel Lemaire.

AN INTERPRETER *sworn.*

JACQUES MICHEL LEMAIRE
sworn.

I was robbed the 17th of this month near the town; near Manchester-square, about three or four o'clock in the afternoon; there were five clergymen of us, all of the same convent, walking in the field; after we had walked a certain time, we returned, very near where we returned from; three of these gentlemen stopped in this place about half an hour, while we were stopping in this place, three men appeared, which came from a brick manufactory in the field, and they quickened their pace towards us, and past by, speaking some words which we did not understand; when they had walked round another joined them who is not taken; the man who is not taken seized on a pair of stockings of this clergyman here, and took them up in his hand; the clergyman made some resistance to retain his

own property, but after some ill treatment gave up the stockings; the man shortly came back the same way, and we in dread of extraordinary ill treatment retired; the man that took the stockings then came up and seized my cane, and as soon as I found he had seized it, I turned round and gave it up instantly when this man endeavoured to take the cane away from me, it was the man who is not taken, he endeavoured to strike me, and I gave it up directly; I did not follow him, of course he walked off quietly, and took no further notice; as to these two prisoners at the bar, they made no sort of violence, neither with speech, nor arms, nor any thing, they had nothing in their hands.

Jury. Did you see them all in company before they took the stockings?—Yes, I saw them all together about as far as musquet shot, all coming towards me, they passed by me, and I thought they were going about their own business, they all came back together.

JEAN COOMER *sworn.*

I was in company with Mr. Lemaire, there were five of us all ecclesiastics of the same house, we walked in the meadows to settle some little matters, this gentleman, Mr. Lemaire, was quietly sitting on the grass, and as soon as we began about our little matters, washing our stockings, &c. three men came past us, and said something we did not understand, and he, who is not taken, seized on a pair of stockings which I held in my arms; I made some resistance, and endeavoured to retain them, but for fear of other violence let them go; the two prisoners did nothing, I returned in dread of ill treatment, one of them pursued me, William Bennet; but he did not come up to me, nor touch me; I know no more of his intention but by the pursuit.

Court

Court to Lemaire. Was there any struggle on your part to keep the stick? — When they seized on the cane the man who is not taken turned round, and seized it from me with violence, and at the same time lifted up his hand as if to strike me. It was a common walking stick, common wood in a cane form.

CHRISTOPHER SANDERS *sworn.*

I was sent the next morning to apprehend the prisoners; they were pointed out to me, and I took them to Marlborough-street, and they acknowledged there that the things in the indictment were taken from these gentlemen, and they were sorry for it; we found the prisoners in the same brick field, it is I believe near Manchester-square; I took the short one, and the other officer took the tall one; they were both taken at the same time.

Prisoner Bennet. I was going across the field to go to work, and having had a drop of beer, and the other man coming up took the stockings from this man; I desired him to let him alone, and he would not; I directly went across the field and went to work.

Prisoner Millet. I was going by the side of the field, and the other man took the stockings.

The prisoner Millet called five witnesses, and Bennet one, who gave them a very good character.

Jury to Lemaire. Do you think the men were in liquor? — I don't know.

Coomer. I presume they were in liquor.

Both not GUILTY.

Tried by the second Middlesex Jury before.

Mr. Justice BULLER.

522. **WILLIAM BENNET** and **JOHN MILLET** were again indicted for feloniously making an assault on James Penmard, and taking from his person,

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and against his will, a pair of thread stockings, value 3d. his property.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. Justice WILSON.

523. **THOMAS BASKERVILLE** was indicted for stealing, on the 24th of June, a silver watch, value 2l. 10s. the goods of William Bettsworth and Henry Wright privately in their shop.

WILLIAM BETTSWORTH *sworn.*

I keep a shop No. 26, Cranbourn-lane; my partner's name is Henry Wright, we are pawnbrokers; we lost a watch in the afternoon of the 24th of June, about six o'clock; a young man came into the shop to look at a watch, he asked us to let him see one that was marked four pounds; I believe him to be the prisoner; he looked at the watch, and said it must be a good one for that money; he looked at that, and I reached him down another.

Jury. Do you swear positively to him? — I cannot, but I believe; he looked at the second watch, and I reached down the third, which he agreed to give me four guineas for, which watch was laid on the counter; my apprentice standing by removed the other two watches off, and left that on the counter; he then asked to look at a watch chain, he saw three chains, one he fixed on; he then asked for a seal; I asked him gold or gilt? he said, a gilt one; with that I turned myself round to a glass case in order to reach the seals down; the boy took the two which he had not fixed upon to put in the window again; when the boy turned himself about, which he did before I got the seals out, he was gone out of the shop with the watch; the boy turned round and said he is off; with that

that the boy run out of the shop, and I after him, going out of the door I asked which way the man ran that went out? the people said he turned round the corner of the street, which is called Bear-street, the boy ran, and I ran; I seeing somebody running down the street, by that calling out stop thief! I saw him at the bottom of the street, and seeing that he was stopped I then returned immediately to my shop, because I had left it with nobody in it; he was soon brought to the door by the constable, and several people more; the constable had the watch.

Jury. There was no money passed between him and you?—None at all.

Court. I think you told us before you cannot be quite sure as to his person?—I cannot.

JAMES HANCOCK *sworn.*

I was going from St. Martin's-court, and coming towards Bear-street, Leicester-fields, I observed a great concourse of people, in the front of them I observed the prisoner, I heard the cry of stop thief! imagining it to be the prisoner, I immediately ran the other side of the way, and seized him; I see several people snatch at him, he himself was calling out stop thief! I immediately seized hold of him, and clapped my hand to his pocket, in his left hand coat pocket I found the watch, and then Mr. Bettsworth came up, and said that he had been robbed, and I took the watch and boy to Bow-street, and have had it in my custody ever since. (Produced and deposed to.) The maker's name is Cole.

Court to Bettsworth. Had you delivered him that watch, or was it on the counter for him to receive when he paid for that, and the other things that he bought?—It was undoubtedly left till he had paid, while we looked for the other things.

Mr. Hasty. Is this Mr. Cole a celebrated watch maker?—I fancy he is

not; I can produce the man that made it, it is not the real maker's name on the watch, it was made by one Beck.

Q. May he not put the same number on another watch?—On my oath I don't think he would.

The prisoner called four Witnesses who gave him a good character.

GUILTY,

Of stealing but not privately.

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Justice WILSON.

524. **THOMAS BASKERVILLE** was again indicted for stealing, on the 15th of June, a watch, value 2l. the goods of John Freers, privately in his shop.

EDWARD FREERS *sworn.*

I live with Mr. John Freers, I am his brother and clerk; he is a pawnbroker. On the 15th of this month the prisoner at the bar came into the shop, desired to look at a watch that was marked three guineas and a half.

Q. Had you known him before?—I had not, but I am positive it is the same, he was in the shop for the space of twenty minutes; I shewed him the watch; he did not approve of that watch; he desired to look at another that was marked three guineas, which I shewed him also; he did not approve of that; I shewed him another which was marked three guineas; then he asked to look at a metal watch; the three first were silver watches, I shewed him a metal watch; he did not approve of it; then after some hesitation he agreed for the first I shewed him, for which he was to give three guineas; he desired then to look at a chain; I shewed him two chains, a steel one and a metal one, and he did not approve of either of the

the two chains, he said there was a particular chain in the corner of the window which he should like to look at; at this time I had put up two of the watches out of the five which I shewed him first, and there remained three on the counter; when I turned myself about he said there was a chain which he would wish to look at, and he said he would go to the outside and point to it, he went outside to point to it as I thought, and I turned myself about and missed the watch, and the prisoner, and not seeing the prisoner I jumped over the counter to go into the street, and I could see nothing of the prisoner. Hearing of a robbery of the same nature I attended at Bow-street at the examination, and I knew the prisoner, on Monday evening last; he had on the very same dress as he had on at the time he came into our shop.

Q. You never found the watch?—Never.

Mr. Hasty. Did you see him take the watch off the counter?—No.

Court. Was there any body else in the shop?—Yes, but not at that part of the shop where the watches were shewn, there were customers pledging, and two or three more people of our own.

Mr. Hasty. How long was he in the shop?—A quarter of an hour or twenty minutes; I was principally engaged with him, I took particular notice of him when I took two of the watches to hang them up; I have no doubt as to his person.

Q. You say you took down five and put up two?—I did.

Q. There were other people in the shop?—They were, but not in that part of the shop, there is a projection in the shop.

Jury. Was there any counter between where the people were pledging and the prisoner?—There was not, there was a partition about the distance of two yards.

Court. Did any of the other people run away?—No.

JAMES HANCOCK *sworn.*

I know no more than coming promiscuously from St. Martin's-court towards Leicester-fields, at the end of Bear-street, I took the prisoner into custody.

Prisoner. I was in the shop I own; I went to look at a watch, but when I went out to look for the chain I found I had not money enough in my pocket, and there was an elderly man in a black coat, that went out before me.

GUILTY,

Of stealing but not privately. (Aged 22.)

Transported for seven years.

Tried by the second Middlesex Jury before Mr. Justice WILSON.

525. SARAH REDWOOD was indicted for stealing, on the 24th of May, two linen table cloths, value 10s. a linen apron, value 1s. a linen towel, value 6d. a linen pillow case, value 6d. the goods of Ann Gibson.

Ann Gibson and witnesses were called on their recognizances.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice BULLER.

526. WILLIAM PENNY was indicted for stealing, on the 26th of June, ten pair of cotton hose, value 30s. fourteen pair of childrens cotton hose, value 18s. a linen shirt, value 1s. a silver salt spoon, value 1s. 6d. a silver tea spoon, value 1s. 6d. the goods of Charles Smith, in the dwelling house of Robert Read.

CHARLES SMITH *sworn.*

I live in Crane-court, Butcher-row; I am a servant in the Temple; I lodge in

in the house of Robert Read. Yesterday about two o'clock I lost ten pair of womens cotton stockings, value 1l. 10s. eighteen pair of childrens cotton stockings, value 18s. a shirt, value 1s. a silver salt spoon, value 1s. 6d. a silver tea spoon, value 1s. 6d. They were taken from the lower part of the house; I rent the parlour, and kitchen, and the room on the second floor; these were taken from the parlour, they were taken away about two or a very little after, I was not at home at the time, I knew it about an hour after they were taken, which was about a quarter past three; I saw my things again part of them at my own house, and part at the watch-house; he dropped some in the passage, and the rest were found on him at the watch-house.

Q. Who picked those up in the passage?—My wife. I have got the stockings that were dropped in the passage, and the constable has the rest; I received them of my wife,

Q. Do you know them again?—I do. (Produced and deposed to.) They are new stockings; I deal in them, I know that I bought them by the bills that I can shew for them, and I have my own private mark on them.

LYDIA SMITH *sworn.*

I am the wife of the last witness. I came up and saw the man the prisoner at the bar, come and take them off; I hallooed stop thief! I am sure he is the man, I never let him go out of my sight till he was taken, and brought back again; he ran away when I came up; the stockings lay in the passage till I came up, and I picked them up again; I delivered them to my husband.

————— *sworn.*

I am the constable; I was sent for to take the prisoner into custody, not being at home, as I past by the watch-house, and seeing a crowd there I went in, I

asked if he was searched? they said no; I searched him, and found these two spoons in his breeches, not in his pocket, I unbuttoned his breeches, they were wrapped in a cloth, and I found the shirt in one of his pockets, his right hand pocket I believe; after that he was taken to a magistrate, and committed. (The spoons, shirt, &c. deposed to by Lydia Smith.

Prisoner. I had none of them about me, the spoons were found under the bench.

Constable. I took them first of all out of his breeches, and laid them on the bench, and somebody said what a fool to be searched so easy; and I turned round to see who dare say so, and he snatched up the spoons, and threw them under the bench himself.

GUILTY,

Of stealing to the value of 39s.
(Aged 33.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Justice BULLER.*

527. GEORGE EDWARDS was indicted for stealing, on the 8th of October, a silk cloak, value 4s. the goods of William Bradbury.

Mrs. BRADBURY *sworn.*

I am the wife of William Bradbury; I lost a silk cloak the 8th of October at London-bridge, he took it from Sarah Parker, I had delivered it to her not above an hour before it was lost.

Prisoner. I know nothing at all about it.

Jury. At what time did you lend it to that woman?—Between one and two o'clock in the afternoon.

SARAH

SARAH PARKER *sworn.*

I had the cloak of Mrs. Bradbury; it was taken from me by the prisoner on London-bridge; he asked me if I had any silver in my pocket? I told him no, I had not; he wanted a shilling or two; this was about half after one to the best of my knowledge.

Q. Was it on the 8th of October?— I do not rightly recollect, it was the same day the woman lent it me, I went from her house with it; he told me he was going to the ship that laid on the Keys, and if I would wait till he came back again he would bring me the cloak back again, and likewise give me a guinea; he asked me for it, and I pulled the cloak off my back and gave it him.

Q. Did you know him before?— No, never saw him with my eyes before. I was hired as a servant by Mrs. Bradbury, and by her desire I went with the man, and I followed him along the street with her cloak on.

Q. Had any thing been said about her cloak?— Yes, he was in the kitchen when Mrs. Bradbury gave it me, and put it on me.

Q. Did you understand he was to raise money on this cloak?— No, he asked me if I had any silver in my pocket? I told him no.

Q. Was he drunk or sober?— I really don't know, he seemed to be sober as far as I believe, he walked very steady; we did not hear of him for two or three days after, and then the cloak was advertized; I have seen it since in Mr. Hall's possession; I don't rightly call to mind what particular time, it was about a week ago or so, I cannot rightly tell.

Q. Are you sure it was the same cloak that you gave to the prisoner?— Yes, The prisoner was taken soon after he left me, I did not see him that day; when he was taken he was taken before a magistrate, and I went, and he was committed; I did not see that he was any ways disguised in liquor at all.

JAMES HALL *sworn.*

About two o'clock on Friday the 8th of October last, the prisoner was brought into the Mansion House by another officer, on a charge of one Mr. Horne; at that time, I observed something flick out of his pocket, and I searched him, I was attending at the Mansion House, and this cloak was in his right hand coat pocket, I asked him whose it was? he said it was his wife's, she was coming out, and he was to meet her; by order of the Lord Mayor I advertized the cloak; about three days afterwards Mrs. Bradbury came and owned the cloak; I returned the cloak when I heard the man was going to Bedlam; the magistrate persuaded me; but I can swear to the cloak, Whilst he was in the Compter I went to see him, because they said it was not safe for any body to go near him, as he had bit some of the prisoners? (The cloak produced and deposed to.)

Court to Mrs. Bradbury. How long had you been acquainted with this man?— I never saw him before that day; we are bakers, and he came in, and said as we were young beginners it would be of service to us, and we should serve the ship that he belonged to with bread, and if I would send somebody with him he would make me a present that he brought over in the vessel, which he belonged to, and I sent this Sarah Parker with him to the ship; he did not say from whence the ship came.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

528. **GEORGE EDWARDS** was again indicted for stealing, on the 9th of September, a muslin apron, value 4s. the goods of Martha Holmes, and 10s 6d. in money; the monies of John Horne.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

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BAR.

529. BARNARD BARNET was indicted for stealing, on the 12th of June, ten yards of harateen, value 5s. the goods of George Brand, and

Indicted in a second COUNT for stealing, on the 13th of June, three yards of kidderminster carpeting, value 6s. the goods of the same persons.

GEORGE BRAND *sworn.*

I am an upholder and cabinet maker. On the 14th of June I had some information from Mr. Edward Smith respecting the prisoner, and I got up the next morning between four and five o'clock, and at five o'clock the prisoner came and rattled at my door, at the latch, he was a stranger to me, then I did not know him, he came to the shop door; I have only one door, and then I asked of my boy if he had not sold some things out of the shop? I did not meddle with the prisoner that morning; the Monday morning following he came again; on the 4th, I see him there, I was in the street on the opposite side of the way, and when I came nigh the door, I heard him say to my boy, there is your master. On Monday morning the 18th, I had two officers ready to apprehend him, he was apprehended in my shop; he rattled at the door, and we opened the door, it was at five o'clock in the morning.

Q. Did you hear him rattle at the door yourself?—Yes.

Q. Did you go to him?—Yes.

Q. Did you say any thing to him?—I asked him how he came to buy any thing out of my shop? he said he had only bought some rags; I called my apprentice and asked him if that was the man that he sold the harateen furniture to? he said it was; he said this in the presence of the prisoner.

Q. What did the prisoner say to that?—He did not say any thing particular.

THOMAS WELLFORD

I am an apprentice.

Q. Have you ever been told what will become of you if you swear that which is false? suppose you tell a story, what will become of you in the next world?—God will correct me.

Q. Which way will you be corrected? have you not been told how you will be corrected?—No.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

520. ANDREW CRAWFORD was indicted for stealing on the 14th of June, one black gelding, value 9l. the goods of Richard Matthews.

RICHARD MATTHEWS *sworn.*

I am a master poulterer by trade; I live at Clapham; I turned my gelding out on Friday the 7th of June on Clapham common, between nine and ten; I missed him on the 8th, the morning following, about nine o'clock; I saw it again in Smithfield, on Friday the 14th of June near five o'clock in the afternoon, in the possession of Mr. Allen.

Q. What are the marks?—He had a sand crack in one of his hind feet, I think it is the near side, it was a black gelding, two white spots on the left side; I had had him about six months.

Q. For what purpose did you use him for?—For running in the cart, and riding about occasionally, and to go to market.

Q. Are you perfectly sure it was your gelding that you saw in Smithfield?—I am.

Mr. Knowlys. How late on Friday did you see him on Clapham common?—I saw him in the afternoon to the best of my knowledge.

Q. Did you see him later than the afternoon on the Common?—No.

Q. You

Q. You have none of your servants here?—I keep no servants.

Q. How early on Saturday morning did you look after him?—I missed him on Saturday morning about nine o'clock.

Q. Was it late on Friday you saw him? was it six or seven o'clock?—No, not so late as that, between the hours of one and five.

Q. Had you drank your tea that afternoon?—I very seldom drink any tea.

Q. Did not you happen to know this Crawford?—I did not.

Q. You did not know he was a jobber of horses?—I learned so in Smithfield.

Q. Clapham common is not a great distance from town?—Not above four miles.

WILLIAM ALLEN *sworn.*

I am a butcher. This Andrew Crawford, the prisoner, brought the horse to my door to sell, in Whitechapel-road side, on Thursday the 13th of June, to the best of my remembrance, he asked me seven Guineas for it; I told him it was too much money; and he told me that it belonged to a man and that he wanted to part from it sadly, he did not know what to do with it; with that I told him to go to the man, and if he could buy it for me for four guineas, I would give him half a crown for himself; with that I suppose he was gone as much as an hour, or an hour and a half, to the best of my remembrance, with that he came back, and told me I might have the horse at that price that was bid; with that I found the horse very lame; after I had it, I thought the horse would not suit me, being so lame, I took it to Smithfield on Friday, when Mr. Matthews owned it; the horse was detained up against one of the rails, and somebody came up to me, and said that my horse was stopped, that it was

stole; I ran up immediately and said, if he would swear it was his horse, before a magistrate, he should have it; with that I desired the horse to be put up at livery; and Mr. Matthews and his friends went to the Bull and Butcher, in Smithfield, while I went to Whitechapel and took this Andrew Crawford going into his own door.

Q. At the time he sold you the horse was he known to you, or was he a stranger?—I knew him very well by being about.

Q. Did you know where to find him?—I did not know justly at the time, but I was directed when I went after him from one Mr. Meads, the Red Lyon. I asked him how he came by the horse? he told me, as I said before, that he had it to sell for a man; I asked him what the man was? he told me that he was something of a travelling drover, or something of that kind, to the best of my remembrance; with that we went to Smithfield, and there several gentlemen questioned him there, and there they told him if he could not make no better story then that, they thought bad would come of it.

Mr. Knowllys. This horse was sold to you in broad day-light?—It was.

Q. You knew him perfectly well by eye-sight?—Yes.

Q. You knew that he was a horse-jobber?—Yes.

Q. In your judgment, was it worth more than what you gave for it?—I had it at Smithfield, and there I was bid four guineas for it.

Q. You live in the neighbourhood where the man resides?—Yes.

Q. Therefore if he had stole the horse he could not have come to a worse neighbourhood to conceal it?—That is what I have said all along.

Q. He told you at the first time, long before there was any suspicion, that the horse was not his, but he sold it for another man?—Yes.

Q. He twice exposed himself to your view in the business?—He did, he left the horse along with me sometime, and I told him that I bought it for another young man, and he did not like it, and so I took it for myself; he wished me to put the horse in the stable the first time he came, till he came back.

Q. Be so good as to look at this bill?—I have seen it; they were distributed by the prisoner's wife in Smithfield.

Q. Now I would ask you, Mr. Allen, supposing you had a stolen horse in your possession, could you take better steps than this man has taken?—I took all the pains I could to find the man that he said he bought the horse of, one John Jones, I went up to the old George, in Oxford-road, to one John Jones, the man answered the description in every thing, and we found him, and brought him, and he had an hearing before Alderman Curtis, he was discharged; they denied one another; Crawford charged one John Jones as the person who had given him the horse to sell, but before the magistrate John Jones denied that he knew him, and this man Crawford, denied that he knew Jones; this was on Saturday morning when they had their hearing; John Jones was taken into custody on Friday night, and it was late on Friday night when we took this John Jones into custody. I appeared before Alderman Curtis on Saturday, and then this man said that was not the John Jones he meant, it was another John Jones. The prisoner's wife delivered hand bills about last Friday, it was the Friday after the horse was stole that the hand bills were given about.

Q. Do you know Edward Mitchell?—I cannot say I do. (The hand bill read by the clerk of the court.)

Court to Allen.—I think you said that you went after this John Jones according to the direction of the prisoner?—Yes, I did.

Q. Then if I understand your evidence right, the horse was sold to you on Thursday se'n-night after it was stole?—It was, and the next day I was at the market with it.

LAZARUS JACOBS sworn.

I am a constable. On Friday the 14th of June, I was in Smithfield market, I heard of a horse being stolen; I went to the public house, in Smithfield, and when I came there the prisoner was backward, and I took him into charge at Mr. Allen's desire, for stealing a horse, a black gelding. The prisoner told me of a man John Jones, at the sign of the George, in Oxford-road, that he had it of, he said if I went there I should find him. I went there, and asked the publican if one Jones was within?

Q. What did he describe John Jones to be?—In the horsefery way. I took the man out of his bed at ten o'clock at night; I brought the man to the compter; the prisoner and the man had a hearing the next day before Alderman Curtis; the prisoner said he did not know any thing of that man; then Jones was discharged.

Mr. Knowlys. The prisoner still persevered that it was a John Jones from whom he had the horse, but that that John Jones was not the man?—Exactly so.

Prisoner. I had the horse to sell for this John Jones.

The remainder of this Trial, in the third part, will be published in a few days.

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 26th of *June*, 1793, and the following Days;

Being the SIXTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

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THE WHOLE
PROCEEDINGS

ON THE
KING's Commiſſion of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

Continuation of the Trial of ANDREW CRAWFORD.

EDWARD MITCHELL *sworn.*

I am in the ſervice of Mr. Watſon and Wayley, in the Minories, in the wine way. The priſoner lodged at my houſe, he has been about nine weeks a lodger with me.

Q. Did he lodge with you to the very day that he was taken up on this charge? — He did; and his wife and family are now there at preſent; I live in New Caſtle-ſtreet, Whitechapel.

Q. Do you know how he uſed to get his living? — I cannot ſay; I am always out from morning to night; I know nothing of him only as a lodger.

Q. Do you recollect the day on which he was taken up? — On Friday the 11th, as near as I can gueſs.

Q. Do you know where he was on the Friday proceeding that Friday? — He was at home in his apartments between nine and ten.

Q. What time did you come from work? — Between ſeven and eight; I always leave work at that time.

Q. How long had you been at home before you ſaw the priſoner on that evening? — I had been out about an hour; he had been out and came in again; he went out, and came in again about half after nine, as near as I can gueſs; between ſeven and eight I firſt ſaw him at my houſe and he went out for about an hour, as near as I can gueſs, and then he came home, and went to bed; at ten o'clock I went to bed; I went to his room and asked if all were in bed? and then I went to bed; he ſlept level with the ground.

Q. Who faſtened the door of your houſe? — I did myſelf; it was faſtened with a double lock and two bolts; I left the key in the door; the room that I ſleep in is cloſe by the door.

Q. At the time you faſtened the door was the priſoner in his room or not? — He was in his room, for I bid him good night, and likewise his wife.

Q. Who

Q. Who got up first in the morning?
—I did.

Q. Did you lock him in his own room?—I had no business to do that; he fastened his own door.

Q. How did you find the door when you got up in the morning?—I found it safe as when I left it at night.

Q. At what time in the morning was it you got up?—About a quarter before seven, as near as I can guess; I found the door locked and bolted the same way precisely as I left it.

Court. How do you know it was between seven and eight you saw him on that Friday?—I always leave work at seven o'clock, and when I leave work I go home.

Q. How came you to recollect you saw him on Friday more than any other day?—Because being in his apartment.

Q. How do you know it was that day?—By his being taken up the week following, I asked him what he owed for rent? and wrote out a receipt for him.

Q. When was he taken up?—The 14th I believe.

Q. How did you know the day by the rent?—It was agreed with him to pay me so much a week for the room, and I asked him for the money on the 7th of this month.

Q. How came you here to day?—I told him I would come, to mention the time that he was within. I heard he was in trouble; he has a wife and four children; they are lodgers with me now, and she is big with another.

Q. How many miles might it be from your house to Clapham?—Four miles and a half.

JOHN THOMAS *sworn*

I live in Fore-street, Cripplegate; I am a shoemaker, I know Crawford, I have worked for him this four or five years.

Q. Will you tell us what you know about the affair of the horse for which

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the man was taken up?—There was a relation of mine who wanted to buy a horse, I applied to Mr. Crawford as a horse-dealer for one about three weeks ago; I believe it was a Thursday, I am not quite positive.

Q. Do you know how long before he was taken up?—That I cannot tell, to the best of my knowledge it was a Thursday, I believe three weeks to day, but I am not certain. A relation wanted to buy a horse, I applied to Mr. Crawford, he told me that he thought he had got a horse that would suit him; I met him afterwards at the time appointed, just at the Adam and Eve, Tottenham-court-road, with my acquaintance; my acquaintance said he should like to see how the horse would go; the prisoner had the horse there; while this was going forward a person came up to the prisoner at the bar, and said, that he wanted to sell a horse.

Q. At the time this person mentioned he wanted to sell a horse, do you recollect whether that person was on a horse?—He was, and it was a black one I believe, but I am not much conversant in horses. The prisoner said that he had a horse of his own to sell, and therefore he declined buying of it. The man I did not know, but they seemed to know each other, then the man said I wish you would sell this horse for me, then the prisoner said, what money do you expect for it; he said, he should expect five guineas for the horse, but says he, if you cannot get that, sell it for what you can get for it; the prisoner took the horse from the man and the man went away.

Q. How many years have you known this man?—About four years.

Q. From the length of time you have known him what character has he borne as to honesty?—He always paid me very honest, I never heard any thing till this happened.

Court. You say this was three weeks ago?—It was, to the best of my knowledge on a Thursday.

Q. Then that is about the 6th of June ?
— It was the beginning of this month.

Q. How do you get your livelihood ?—
By shoe making.

Q. Are you a master or a journeyman ?
— I have been a master for many years.

Q. Cannot you ascertain the time better ?— No, I cannot, I believe it was on a Thursday, but I cannot say better than that.

Court to Prosecutor. I think you said that it was of a Friday morning that you turned him out ?— Yes, and I saw him again on Friday afternoon, but I cannot tell exactly what time of the afternoon.

Court to Thomas. How long have you lived in Fore-street ?— About seven years, and have kept the house as long.

Q. Who is your next door neighbour ?
— Mr. Walker, the Green Dragon is on one side ; I live in three Mariner-court ; Bodel a cheefemonger, lives on the other side.

Q. When you saw this man come on the horse and ask the prisoner at the bar to sell the horse for him, did you hear nothing about where he was to meet him to pay him the money ?— No, no such a thing passed in my hearing.

JOHN LEE *sworn.*

I keep the ride in the Spread Eagle-inn, in Whitechapel ; I have known the prisoner for this five or six years, he is a very honest man, I have trusted him with score pounds, and hundreds I may say, he gets his living commonly by jobbing and buying of horses, and when he was low he would work in the stable ; I have employed him myself.

Court to Thomas. Did the prisoner and the man that came up to him on the black horse, appear to know each other ?— They did, they appeared to know each other very well.

The prisoner called three other witnesses who gave him a good character.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

531. DANIEL OAKUM and GEORGE TILL were indicted for making an assault, on the King's highway, on the 22d of June, on Mary Howard, and feloniously taking from her person and against her will, a pocket, value 1d. and four shillings in monies, numbered, the goods and monies of the said Mary Howard.

MARY HOWARD *sworn.*

I live on Walham-green. I work in the gardens ; I was robbed last Saturday night of a pocket and four shillings, just against the Horse Shoes in Fulham fields, a little after ten o'clock at night. I went along with a young woman, or otherwise I should not have gone, the young woman's name was Nancy Barnes ; I knew the prisoners before, we were all drinking together at the Three Horse Shoes. I had known them above two months, we sat drinking about two hours at the Three Horse Shoes, as nigh as I can guess.

Q. How many were there of you at the Three Horse Shoes ?— There were five of us in all, the two prisoners, me, and Nancy Barnes and another man, I drank the value of three glasses of hollands gin ; I cannot say how much the man drank, but we were not disguised ; there was a good deal of liquor drank, the man and I came out, and the other three followed us about ten minutes afterwards ; the man's name that came out with me was Thomas Wilmot ; I am sure that was the name.

Q. Did Nancy Barnes come out too ?
— No, she stayed with the other two ; the others came after us in about ten minutes ; we were coming along the field, and Daniel Oakum came and knocked Thomas Wilmot down, and kicked the shoes off his feet.

Q. Do you know whether they were acquainted together before ?— Not that I know of.

Q. What did he say ?— He came up to him and damned him at first.

Q. What

Q. What for?—That I don't know, he did not say for what.

Q. Were they angry with you and Thomas Wilmot for coming away before them?—No, he did not say so.

Q. Did they object to your going away before them when you left the Three Horse Shoes?—I don't know, they never desired us to stop with them we said we were going, they came the same way as we did.

Q. What did you say when Daniel Oakum knocked Thomas Wilmot down?—I stood still, never said a word; then he struck up to me and took and cut my pocket off with four shillings in it, he did nothing else to me, only cut my pocket off and took the four shillings; I don't know what became of him then, they went away from me partly directly.

Q. Did not you ask what they meant by it?—I did not ask any thing about it, I was so much frightened.

Q. What became of you afterwards?—I went home afterwards.

Q. Who went home with you?—Nobody at all.

Q. What became of Nancy Barnes?—Nancy Barnes was not with me. She was at the Three Horse Shoes, they came away and left her by herself, I never saw her any more; Wilmot worked with me; I did not lodge in the same house with him then, but I do now.

THOMAS WILMOT *sworn.*

I went into the Three Horse Shoes to have a pint of beer, I happened to see this girl that worked with me there, and I asked her to drink, and she drank three or four glasses with me and part of a pint of ale; I was there about an hour and a half, and Mary Howard and Nancy Barnes were in these men's company when I came in, and when I came in Mary Howard left their company and came to me; I stayed with her about an hour and a half, she and

me came out together and went about an hundred yards from the house and stopped, talking together, and Daniel Oakum and two more came up, and Daniel Oakum knocked me down, one was the other prisoner that was with him, but I did not know the other man; he said he would have my money, and picked my pocket of ten shillings, and they took my shoes and buckles off my feet; and they cut the pocket off Mary Howard's side, and took four shillings from it. I saw some money, she said it was four shillings, then they went about their business.

Q. Are you sure as to the person of the prisoners?—Yes, I am, Oakum and Till were two of them, the other was in the Three Horse Shoes drinking with them all the time that I was there.

Prisoner Till. Will you say you was sober? did not you go out of the Horse Shoes as drunk as possible?—They were both very forward in liquor, and they laid down on the side of the path in a very beastly manner indeed.

Fury to Wilmot. Did you go home with Mary Howard?—I did not, I left her there in the road; I went home without any shoes, I had got to go almost a mile.

Q. How came you to think of leaving Mary Howard by herself after her pocket was cut off?—She was not capable of getting home, she was frightened or something or other.

Q. Then she chose to stop with the men?—She did not stay with the men, she stooped by herself.

THOMAS TING *sworn.*

There was an information came to Bow-street, and I went yesterday morning, and apprehended the two prisoners in a little cottage in Fulham-field; I found nothing there at all.

RICHARD HARDING *sworn.*

I went to assist apprehending these people; I found nothing.

DANIEL

DANIEL MAOY *sworn.*

I went along with Mr. Harding and searched the house, I found nothing.

— **JONES** *sworn.*

I know no more than what the other gentleman has said, I went along with them to apprehend the men.

Prisoner Oakum. Directly as I was done my work, I work for Mr. Feilder, Fulham-field, I went to the Three Horse Shoes to pay for a little beer that I had, I went there about eight o'clock, we had a pot or two of beer; these women came in first and that man came in afterward, and they began tossing for liquor, Nancy Barnes was in Till's company, he was in the house before me; Nancy Barnes and Mary Howard came in together, and when that man came in, that woman went away from our company and went to that man, I dare say they drank about half an hour with me, and then Nancy Barnes was in that young man's company. I and Till were drinking together before the women came, when they came in they set down by us, and drank with us; and directly as that man came in, that girl went and sat down by him; Nancy Barnes lodges in the same house with Till. Wilmot and Mary Howard tossed up for six or seven quarters of gin, and when they went out they were as drunk that they could hardly stand, lye, or go; and they fell over the hedge. This man took her over the hedge and lay with her in the fact, and a matter of five or six other young fellows all stood round, and that is the real truth. I have witnesses to prove that we passed by and never troubled our heads with them, only they are not here, we never stopped one minute. I was only took yesterday, we surrendered ourselves up.

Prisoner Till. I went to the Horse Shoes to have a pot of beer, and this

man and I were drinking together, and Ann Bailey, and that young man came in after us, and when that man came in, she went and tossed up with him for liquor, for the value of five or six quarters of gin; afterwards they went out and he took her over the hedge, and there he lay with her in a beastly manner, and we went by when we came out and never spoke a word to them.

Court to Wilmot. How many men did you leave with Mary Howard when you ran away and left her in the field? — Never a one, I am sure of it.

2. What was her fancy to stay there by herself? — I don't know indeed upon my word.

2. Did you see any body after you went out of the Three Horse Shoes till the prisoners came up? — Not one, nobody at all.

Court to Mary Howard. What company was you in after the man left you? — I could not go away I was so frightened because they knocked me down twice. I stopped there all night

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice BULLER.

532. **DANIEL OAKUM** and **GEORGE TILL** were again indicted for feloniously making an assault on the King's highway on the 22d of June, on Thomas Wilmot, putting him in fear and feloniously taking from his person and against his will a pair of leather shoes, value 1s. a pair of iron shoe buckles, value 1d. and 10s. in monies numbered; the goods and monies of the said Thomas Wilmot.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice BULLER.

MARY

533. **MARY HUTCHINSON** was indicted for stealing on the 7th of June, four guineas, the monies of Richard Wittington.

RICHARD WITTINGTON *sworn.*

I lost four guineas on the 7th of June, in the evening, between eleven and twelve o'clock at night, in Little Alie-street, Goodman's-fields, in coming out of Somerset-street, into Alie-street, this woman laid hold of my arm, and asked me to go and drink a glass of wine? I told her I would have nothing to do with her, she still proceeded on the street with me; she began to be rude, feeling about my breeches, and by that means knocked her bonnet off. I suspected she had some ill design against me, so I says, you will not say I knocked your bonnet off; she said no, on which at that moment, I felt her hand in my breeches pocket, as I supposed, for I did not find any thing, I took the money out of my breeches pocket and put it in my coat pocket, that she should not take it, she did not get the money when I supposed she was at my pocket, I walked on further and I found her hand at my coat pocket, and I clapped my hand into my coat pocket and found the four guineas was safe there, which I supposed then was a mistake, thinking her hand to have been there. I went on further and I found her hand in my coat pocket again, and she immediately turned away and bid me good by. I clapped my hand into my pocket and found the money was taken out, I turned round immediately after I had missed my money and laid hold of her; I then took her to the watch-house, when we came to the watch-house I gave charge of her, and the officer searched her. she declared she had no money about her, except a bad shilling, a good shilling, and three pennyworth of halfpence, which was all the money she was possessed of.

Q Did the officer search her?—They did, they did not find any thing on first

searching her, I was positive about the money, and would not give the money up; at last the officer, says possibly she may got it in her stockings, two of the police officers, who were there, insisted on her untying her stockings, and when she untied her stockings, one of the officers saw the shape of the money on the inside, he laid hold of it and he said here is some of it; then she resisted till the second officer got up, and he found two guineas more, one guinea more she concealed, which I did not know where it was put. I saw the money, the three guineas, taken out of the stocking myself.

Q Had you known the woman before?—No, never.

Q How long might it be from the time she first accosted you, till the time you lost your money, and that you went away from her?—I suppose it might be the space of ten minutes or not so much.

Jury. Was you perfectly sober?—Perfectly so.

Mr. Knapp. In what line of life may you be in?—I am a jeweller.

Q A master jeweller?—Yes.

Q Where do you live?—In Lambert-street, Goodman's-fields.

Q Where had you been spending your evening?—I had been taking a walk up the City-road.

Q What at eleven o'clock at night?—That was seven o'clock that I went up there.

Q Where did you go in the City-road?—I walked up as far as the Green Gate and back again.

Q Did you go into the public house?—Yes, I looked in at the pleasure ground at Peerless Pool.

Q Did you drink any thing there?—I drank part of a pint of ale.

Q This was between seven and eight o'clock, what other house did you go in?—Not any other till I returned to Somerset-street.

Q Then you went into one there?—I did.

Q What

Q. What time did you stay there?— Till about a quarter after eleven.

Q. What time did you get there?— A quarter after nine.

Q. You were there two hours then drinking, what had you to drink?—I and another we had a pint of porter and some lamb chops, and a glass of gin and water between two.

Q. And no more than a glass of gin and water?— No, besides the pint of porter.

Q. Had you any thing else besides the gin and water and the pint of porter to drink?— No.

Q. Nothing else drinking the whole course of the time?— Nothing else.

Q. Are you a married man?—I am.

Q. Does your wife live with you in Lambert-street?—She does.

Q. You have been out as late in the evening before now many times?—I suppose I have been out late as well as other men.

Q. So late as twelve o'clock?— Yes, now and then.

Q. Perhaps now and then you have had the misfortune to meet with prostitutes before now?— We cannot walk along the streets without them, nor no other man else.

Q. How soon did you begin to dream after this woman came up to you, that she meant to charge you with the robbery?— I was not asleep, so I could not dream.

Q. How came you to take it in your head that this woman meant to charge the watch with you, because she merely laid hold of your arm?— Her bonnet tumbled off by accident and I did not know her design.

Q. You state that on your oath? do you mean to have the jury believe you, that you supposed because the woman's bonnet dropped from her head that she had an idea of charging the watch with you?— I do.

Q. The money you say was in your breeches pocket?— It was at first.

Q. Do you know which?— Yes.

Q. Which?— In the right hand pocket.

Q. Was that next the woman or the other side?— Next the woman.

Q. Was the breeches pocket buttoned?— I don't know it was.

Q. Will you swear it was buttoned?— I will not.

Q. Do you recollect when you went out whether you had buttoned your breeches pocket where your money was?— I cannot, it might be buttoned or it might not.

Q. So you apprehended when you supposed the prisoner was going to rob you, that the safer way was to put it in your coat pocket, and you mean to say that money is safer in your coat pocket than in your breeches pocket, you think it more likely for the breeches pocket to be robbed than the coat pocket?— It is most likely they will look to the breeches pocket.

Q. This was after the attempt to rob you that you put it in your coat pocket?— It was.

Q. Don't you think the coat pocket a great deal more likely to lose the money from than the breeches pocket; if you were to take a large sum of money into the street of a night, you think the best way would be to put it in your coat pocket sooner than you would put it in your breeches pocket?— Yes, when a person has a design on any particular place.

Q. Then you looked upon that to cross the design. Is it not more free than the breeches pocket?— But it is not a place so subject to find money in.

Q. The woman had not left you all the time?— She had not.

Q. So she must have observed you change the money?— Possibly she might.

Q. If

Q. If she was close to you, she must have seen you change your money?—I don't know but what she might.

Q. Then she had easier access to your coat pocket than she had to your breeches pocket?—That was no rule, she had no right to take it out.

Q. You say there was four guineas you lost, and you only found three?—No.

Q. The woman never got out of your custody, you pursued her directly?—Yes.

Q. The guineas you have got here?—I have not got them; the officer has got them.

Q. You was very much frightened she would charge you with the robbery, on this bonnet business?—I did not know but that she might.

Q. Did she attempt to call the watch?—She did not.

Court. There was nothing particular about your guineas, that you can know them from other peoples guineas?—No, none at all; I don't know that there is.

Jury. We wish to know how she had the opportunity of putting the three guineas in her stocking, without his observing, if she never left him.

Mr. Knapp. How long time elapsed from the time you first saw the woman, to the time you got to the watch-house?—About twelve or fourteen minutes.

Q. How long time had elapsed from the time you suppose you lost your money, to the time you left her in the watch-house?—About ten minutes.

Q. You say the first thing that made you suspect the woman, was the hand near your breeches pocket; then you supposed she had an idea of robbing you. Was there any watchmen in the street?—Yes, there was a watchman in the bottom of the street.

Q. Did you after that call watch?—I did not; I suppose the watchman was

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above an hundred yards distant; it was after I past him that it occurred; when I past him I had no occasion to speak.

Q. If you had chosen it, having seen the watchman, you might have resorted to him afterwards, and made a complaint?

Jury. Did you pass the watchman with this woman?—Yes.

Court. Whereabouts was it you first supposed that she had got her hand in your breeches?—In Little Alie-Street.

Q. Was it before you past the watchman?—It was after.

Jury. When the attempt was made at your breeches pocket, do you know how far the watchman was from you?—About seventy, or eighty, or a hundred yards; I did not see him, because my back was to him, I did not see him at all.

WILLIAM FRANKS *sworn*.

About a quarter past one, the eighth of this month, I came into Whitechapel watch-house, and I saw the prosecutor there, and he said he had been robbed of four guineas; the prisoner was sitting on the bench, and he said he had searched her, but he could not find any thing about her. She declared she had but fifteen-pence and a bad shilling about her; then he said he had no suspicion further, without the money was in the top of her stocking; accordingly she pulled up her coats pretty high, above her knee, and I saw the marks of money on her shin bone, I took hold of it, and I pulled down the top of her stocking, and I found it was a guinea; I took and pulled her stocking right off, and two guineas more fell out, which Nash picked up.

Q. Was that mark on the shin bone above or below the garter?—Below the garter.

Q. Her stockings were gartered, were they?—They were.

Mr. Knapp. You see the prosecutor at the time, did he appear to be sober?—Very sober.

Q. Are you an officer?—I am.

Q. If I understand you right, the prosecutor told you where the money might be found?—He did.

Q. Nash is an officer I believe?—He is.

Q. Though Nash and you were searching her, you could not find the money except from his information?—He said he had searched her all over, except in that place.

Q. And in that place he desired you to give your attention to, so that it was from him were you learned to find it.

JOSEPH NASH *sworn.*

On the 8th of June, about a quarter after one in the morning, I had occasion to go into Whitechapel watch-house, I heard the prosecutor say that he had been robbed of four guineas; I asked the constable of the night if he had searched her? he said he had, and could not find any thing at all. I sat there some time, and then the prosecutor said he believed it must be in her stocking; she heard him say so, and she declared that she had but one shilling and three-pence, and a bad shilling in her pocket; she very readily pulled up her clothes; and directly as she pulled up her clothes Mr. Franks saw the guinea, and caught hold of it; she made some little resistance, but with the assistance of me he untied her stocking, and pulled it off, and two guineas were in it. We pulled the other stocking off, and then we had a woman to search her above; we thought we had proceeded far enough.

Mr. Knapp. Nash, how long have you been an officer?—Seven years.

Q. You had been searching her, and could not find out where the money was?—I did not search her.

Q. The prosecutor gave the intelligence where to find it?—He did.

Q. You searched her in consequence, and three guineas were found?—Yes.

Q. Though you searched her with all the delicacy you have stated, and a woman afterwards, you did not find any thing but these three guineas?—She was even searched as close as a woman in the world could be searched.

Prisoner. I never spoke to the man first, he wanted me to go and drink a glass of wine, but I refused him. It was my husband's money that I had about me; he gave me five guineas; I had got a loin of lamb roasting and my husband was not come home to his time, and I was going to the Horns, in Whitechapel for him, and this gentleman met me, and would detain me, and pulled me about, and wanted me to be concerned with him in the street; at last he took and unbuttoned his breeches entirely, to lay with me by main force in the street; at last he said, when he found he could not have his revenge of me, that I had picked his pocket of four guineas.

Nash. She said she had the money of her husband, in the watch-house; but I went to her husband, and he denied giving her the money.

Court. When did she say it was her husband's money, before or after you found the three guineas?—It was after the money was found.

GUILTY.

Imprisoned six months in the House of Correction, and fined 1s.

Tried by the second Middlesex Jury before Mr. Justice WILSON.

534. ROBERT FOX was indicted for stealing, on the 21st of June, four wooden casks, value 1l. four hundred and eighty gallons of linseed oil, value 60l. the goods of Thomas Winslow and John Thackary.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. RECORDER.

535. MARY WILLIAMS was indicted for stealing, on the 11th of June, a pair of womens leather shoes, value 2s. the goods of Mirty Cooling.

MIRTY COOLING *sworn.*

I lost a pair of womens leather shoes, the 11th of June; I am of no mechanical profession; I lost them on Tuesday when I went to dinner, the prisoner at the bar came in with a stick in her hand; I live in Cheese-court, Mary-le-bone; the stick was about the length of a boy's foot, and asked if I had a pair of boys shoes that answered to the size of that? I said, no; there were several shoes laying in the window, I had bought some to sell again, and several pair of them womens; she went away again; then after dinner I went out on business, there was an old woman that I have for an house-keeper, I left her behind with four children which I have; and this old woman, the prisoner, returned when I was gone; when I returned home again this woman was in custody in my little parlour, with some neighbours; I see a pair of my shoes in the possession of a neighbour, Francis Murray.

Prisoner. Did you ever see me in the shop, or did you ever see me touch a shoe belonging to you?

FRANCIS MURRAY *sworn.*

I am a smith. I have got a pair of womens shoes. On the 11th of this month I was called out by a woman, and they told me that a woman had stole a pair of shoes of Mr. Cooling; I followed the woman to the top of the court where he lives, Cheese-court, and I saw the woman lay down something on the steps of Mr. Scotland's door, a vine vaults there, I was about the length of this court off, a woman followed the prisoner likewise; when I came up I saw the woman pick up the shoes at the place where the other put

them down, the other woman is not here, I see her pick them up, and the woman she delivered up the shoes to me, and desired me to take care of them. I brought them, and have kept them ever since. I brought the woman, the prisoner, back again to Mr. Cooling's house; and when he came home I shewed him the shoes, in the presence of the prisoner; and he said they were his shoes; and she told me that she would wish to speak to the man that belonged to the house, because she had spoke to him before. (The shoes produced.)

Prisoner. Ask that gentleman when he came to me in the middle of the street, and when he said stop that woman, he and another naked man with him, whether he saw me have the shoes?—I did not see the shoes in her hand, but I saw her lay something down, and when I came up I saw that they were the shoes, and I saw another woman pick them up. (The shoes deposed to by Cooling, by the mark which he made himself on them a fortnight before.)

Court to Cooling. Were these shoes in the room when the woman came in and asked you for a pair of boys shoes?—They were; they laid in the shop window; they were womens shoes.

Prisoner. I was coming down the street by the butchers market, Oxford-road, this man and another little naked shoemaker, followed me, and said, stop that woman; and they stopped me, and I said what have I done? they said, you have stole them shoes; I said I had not a farthing in my pocket; says he, you are a liar; says he, you put them shoes down; says I, I have not, I know nothing about them; says he, where do you live? I told him. Then he took me to that gentleman's house, and when that gentleman came in they took me to Marlborough-street, and there they kept me. I never saw them shoes if it was the last word I was to speak.

Court:

Court to Murray. Did you see the other woman take them up from the ground?—I did.

Not GUILTY.

Tried by the second Middlesex Jury before
Mr. RECORDER.

536. WILLIAM JAMES was indicted for stealing, on the 26th of June, a brass curtain rod, value 2s. and two harrateen curtains, value 2s. the goods of Richard Burthroy.

RICHARD BURTHROY *sworn.*

I am a victualler; I lost the curtain rod, and the harrateen curtains; they were fixed in the parlour; the rod was screwed in, and could not be taken off without a little trouble, and the curtains were on the rod; I lost them on Wednesday last, between four and five in the afternoon; I know they were there about an hour before, and I can identify the property.

Q. Where were these curtains fixed?—It was fixed to the house; it hid a water closet; the curtains were fixed on the rings in loops, so as to take off.

Q. Were the curtains harrateen?—Yes.

Prisoner. Did you see me have any thing in my possession?—I was not at home at the time.

JOHN HARRIOTT *sworn.*

This man came in for a pint of ale; he offered bad money; I told him I could not take it of him; he went away without paying for it; and I went after him, and in a little time he dropped the curtain rod from under his coat; we could find nothing on him, but that he had no curtains about him, nothing but the rod; there was a woman with him, she conveyed away the curtains first, and he stayed behind; the woman and he came

into the public house together; and I served them; they stayed in about an hour; the woman went first about five minutes before the man.

Q. You found these rods on the man; did you ever find any thing on the woman?—No, she went away, we never saw the curtains any more, they were hung up at the water closet; the rod was fixed at one end, and screwed at the other end.

Q. When had you last seen the curtain safe?—I had seen it just before the man and woman came in, and all right, and as soon as the man had left it, when he went away, it was gone.

Q. How far is that water closet from the room where these people were?—It is in the same room, it is a water closet made in one corner for gentlemen to go to; they were sitting in the room the whole time; it is a parlour for gentlemen to go in.

Q. But there is some separation between this parlour and the water closet?—No, only the parting of the rod and curtains to keep the place from people seeing of it.

Q. This was the rod and curtain they took away?—It was,

Prisoner. Ask if he did not see the woman take the curtain and give me the rod?—I did not; I found the rod on him; he dropped it, and ran away; I took him and held him till I sent for a constable.

JOHN NEWMAN *sworn.*

I am a constable; I was sent for; the prisoner was in the house; I had the rod of John Harris; I thought that he might have one of the curtains about him, and I searched him, but did not find the curtains, but I found thirty-four bad six-pences, eight bad half crowns, and very resolute he was, and bit me while I was searching him; I examined the rod, and it fitted the place exactly, the screw answered, and it fitted the place right in.

Prisoner

Prisoner. Please you my lord I was in Lukener's lane, and a woman said come in here, and have something to drink, and she left a parcel which I took up in my hand, and put it in my pocket; I went to pay for my beer, and they would not take my money.

GUILTY. (Aged 20.)

Transported for seven years.

Tried by the London Jury before.

Mr. RECORDER.

537. **JOHN CARTER** was indicted for feloniously breaking and entering the dwelling house of Robert Croner Margaret Croner being therein, about the hour of three in the afternoon of the 11th of February, and feloniously stealing therein, a cotton waistcoat, value 5s. a cloth jacket, value 4s. a silk cloak, value 10s. a muslin apron, value 4s. two muslin caps, value 2s. a pair of silk stockings, value 2s. the goods of the said Robert Croner.

ROBERT CRONER *sworn.*

The prisoner at the bar was at my house; I keep a little house, he rented a room in my house, and paid every night for about a fortnight, or rather better. On the 11th of February the prisoner at the bar was in my house all the morning, till about three o'clock in the afternoon, about which time the prisoner at the bar he came down, and he borrowed a tub to wash in; my wife was going out, he saw her getting the things on her child to go out, in her own room; he went out and bought coals and wood, and took it up in his own room; coming down the second time to my room he came into the kitchen, and borrowed a kettle to boil some water for the washing, then

the bed room stood open, and he had a view of the bed room and all the place; my wife she went out, and he stood in the passage while she locked the kitchen door; no mankind was in the house but the prisoner, and no person but one woman big with child up three pair of stairs, besides my wife and the prisoner; my wife went out, she was not gone above an hour, and she returned back and found the house broke in from the back yard; I saw the place broke of the glass of the window of the bed room.

Q. The back of the house was it broke from within or from without? — From without. She did not shut the shutters of the window when she went out; there was a catch inside that they could not get at without breaking the glass; when she came in the catch was loose, and the glass broke; there was a catch inside that they could not get at without breaking the glass; when she came in the catch was loose, and the glass broke; there was a large chest of mine in the bed room, and the night preceding this I put all my things in that chest, and this pair of stockings I wore the same day, the Sunday; they were in the chest, I left the key in the chest. I don't know whether I locked it or not, I left the key, the box was opened, and all my things were taken out, there were two coats taken out, two waistcoats, one pair of black silk stockings, that was all that was taken out of the box; from the lines of the room there were more taken, two coats more were taken from the line that was across the room, and two waistcoats, and a pair of breeches, a jacket, a pair of boots, two shirts, a silk cloak, out of the room, a cotton gown, two muslin caps, a muslin apron, a pair of leather breeches, two cotton shawls, a sheet was also gone off his own bed in the room that he slept in; there was nothing taken besides wearing apparel except the sheet. My wife returned back, she was not gone
Q above

above an hour, she found the place robbed, she suspected the prisoner at the bar, she ran up to his room and opened his door; in the afternoon she came to me to the shop where I was, and told me of it; the next morning I went to Bow-street, and did not see his face till last Wednesday, since the 11th of February, when he was brought on his trial for robbing of a man of sixteen shillings, and I was acquainted of it from the magistrate; I saw him in Marlborough-street office.

Q. How came you to be acquainted by the magistrate that this man was taken up? — I advertised in hand bills, and a reward for taking him.

Prisoner. Ask him whether he let the room to me or to one George Webb? — My wife let him the room.

Q. Ask him whether he did not take up George Webb to Bow-street, and he was discharged after two hearings? — I did; I took him up on suspicion that he might know something of this man robbing of me, and he had his discharge; there was proof come that he was with his mother all the day.

MARY CRONER *sworn.*

I am the wife of the last witness; I missed a great deal of wearables, six cloth coats, and shawls, and a cloak, all the articles in the indictment I missed, they were all in my bed room, some in a chest, and some loose on the lines; I missed them at three o'clock in the afternoon, I went out, and when I came back I found the room broke in.

Q. What time did you go out? — I went out about three, and I was out about an hour; when I went out the window was fastened down with an iron catch, when I came home there was a pane of glass broke, and the iron hoop was pulled up; when I missed the goods I suspected John Carter, and I went up into his room and I found his door open, the key was in the door, and I picked up this silk stocking by his bed side, it is

my husband's stocking, I know it; he left one behind in the chest where the robbery was committed, and I brought it down and fellowed it, which I can swear to be my husband's.

Q. They may be fellows, but how do you know them to be your husband's? were they marked? — They were not; but I can swear to them; he wore them the Sunday before the robbery was committed.

Q. When did you next see the goods that were stolen? — I never saw nothing more of the goods than this silk stocking. There was a sheet likewise, which he had on his bed, which I forgot to mention, and I missed that likewise, there was one marked on, and one unmarked, and I missed the unmarked one. He was immediately pursued after, and advertised, and hand bills given about.

Q. When did he go away from your house? — He went away the same day as he committed the robbery; I never saw him again till he was taken on suspicion of another robbery.

Prisoner. Ask her whether she let the room to me or George Webb? — I will be on my oath I let it to the prisoner, and he paid me six-pence earnest at the same time.

Q. Ask her whether this said George Webb did not come along with one Moore that lodged with her before? — There was nobody come to take the room but him; and he paid me six pence earnest.

Q. Ask her whether there was not one George Webb lay with me from the time I came into the room? — I don't know who he had for his bedfellow, I noticed he had him with him for a few nights in the room, but not for a constancy; but this day the robbery was committed I make an oath he was not there from nine in the morning till ten at night; and after the robbery he was committed that night, when he came home to my apartment.

Q. Ask

Q. Ask her whether it is not a common lodging house for all sorts of jack ass chaps?—No, it is a lodging house for working people; but at the time there was no other lodger but a woman that was big with child, making of soldiers clothes, and she is with me still.

Q. What is the value of the things you have lost?—I dare say the cheapest I can value them at is six or seven pounds, and my husband if he was obliged to pledge the articles could get that for them, that he has marked them at.

SAMUEL GRIMES sworn.

John Carter was brought to Marlborough-street on a charge of felony; I took him into custody for robbing a man of sixteen shillings; he was committed for re-examination from Monday to Wednesday, in the mean time I had information that this man had advertised having lost things the 11th of February; I went and fetched the parties forward up to the office, and they came and give evidence against him, and he was committed.

Q. Did you find any goods when he was committed?—No.

Prisoner. I was at work for a plasterer, and so I light of that George Webb, and as I wanted a lodging he said he had a room, for which he paid five-pence a night that was half a crown a week, and he said if I would pay half that I should lodge with him, and George Webb asked me to lodge with him; coming home one night I heard that this said Mr. Croney had taken up this said George Webb for a robbery, and I did not go home that night, because next morning I was going to a country job, and then I heard afterward that he was looking after me; he had this George Webb up to Bow-street, and likewise three girls that used to come up with this George Webb, and had them examined, and they were

discharged; I was up about this six weeks from the country, and about the neighbourhood ever since, and he said he was resolved to have forty pounds if he could, for to make up for his goods. I paid George Webb the two-pence halfpenny a night, and he paid the five-pence. I have no Witness but my mother.

GUILTY. Death.

Tried by the first Middlesex Jury before the Lord CHIEF BARON.

538. **SARAH DOWNES** was indicted for stealing on the 4th of June, three linen shifts, value 4s. and three shillings and six-pence in monies numbered; the goods and monies of George Rochford.

ANN ROCHFORD sworn.

I am a married woman; my husband's name is George Rochford, my husband is a journeyman smith. I lost three shifts from a lodging house, I brought them home on the 3d of June; on the 4th of June I went out to work, and when I came home, I laid me down on the side of my bed; the prisoner was distressed, had no home nor habitation; I thought she would be an assistant to me, to help my little girl to take care of the children. When I awoke in the morning I missed her out of the room, on the 5th of June I awaked myself, about nine o'clock in the morning. I go out to work, I found her in the necessary, and she had a quarter of butter in her apron; she came in and sat down, and had her breakfast with me; it misted with rain, I said to her, I think I will go and buy me an handkerchief; but it rained, I did not; I heard her say to my little girl, if you don't go for some coals, I will lick you; in

in the mean while I laid down again, and she took three shifts and three shillings and six-pence out of my pocket.

Q. Did you see the shifts in the room when you awoke at nine o'clock?—I did; I had them in my hand.

Q. Did you get out of bed?—Yes, I got up.

Q. What time did you lay down again?—I believe about half after eleven.

Q. Where did you put your pocket?—Inside of the bed with me.

Q. Was you asleep when she took out the pocket?—I was.

Q. And there was three shillings and six-pence in?—There was.

Q. You did not see her take it, nor awake till she got out of the room?—I did not.

Q. When did you awake again?—About one o'clock; and she was gone, and three shifts, and three shillings and six-pence.

Q. Had any body else access to the room?—Nobody but a child of three years old; he was paddling about the room, and was in the room when I awoke; I found two shifts on the same day, the 5th of June, I found her in Lukener's-lane, and at No. 5, she had got both these shifts on, one on the top of the other. I never found the third nor the money.

Q. Look at them shifts, and tell us how you know them.—I know them too perfectly well to my sorrow, they are marked.

Prisoner. Her own daughter, of fourteen, took the money out of her pocket; as for the other shift I am innocent of. She is not a married woman, her name is Ann Coleman.—I am lawfully married, that is easily proved.

Court to Prosecutor. Had you a daughter of fourteen years?—She is about thirteen, she went out before I went

to sleep, and did not come back till three o'clock.

GUILTY. (Aged 27.)

Imprisoned six months in the House of Correction, and fined 1s.

Tried by the first Middlesex Jury before Mr. Justice BULLER.

539. CATHARINE CARTER was indicted for stealing, on the 5th of June, a cloth purse, value 1d. ten guineas, and two half guineas, and sixty shillings; the monies, goods and chattles of John Hutchinson.

JOHN HUTCHINSON *sworn.*

On the 5th of June, about eleven o'clock at night, I was coming down Brick-lane, into Whitechapel, and I met the prisoner and another woman, they came and spoke to me; I had seen them before, but never spoke to them before; the other woman that was along with her I went home with, I gave her six-pence for something to drink, after I gave her the six-pence I put the purse into my jacket pocket again; after she had gone down a few minutes this woman at the bar came into the room; I stood behind the door as she was coming in, she rushed her hand into my pocket, and took my purse, and ran down stairs, and I after her; my purse was in the left side of my jacket pocket; there was a very good light in the room; I went down below after I followed her, and went to the people in the next room, to lend me a light, to go backwards to see for her, as I was not certain whether she went backwards or forwards; they would not lend me one for about four minutes, so I never saw the prisoner till I see her at the office on Monday last; afterwards the young woman, that I went with, gave her oath at the justices, that Catharine

fine Carter was along with her, and afterwards gave her oath that she never saw Catharine Carter before. She is in New Prison for perjury.

Q. What room was this?—A one pair of stairs.

Q. As I understand you, when the other woman was gone for the liquor, this woman came and immediately snatched at your pocket; did she say any thing?—No.

Q. Did she offer to take hold of you, or do any thing, or say any thing to you?—Nothing at all.

Q. What did you do or say to her?—Nothing at all.

Q. When you gave the other woman the six-pence, this woman was not there?—She was not.

Q. Did she attempt any other pocket?—She did not.

Q. When she came up in the room and took the purse, how long might she be in the room before she went out?—She went out that instant, it was done instantly; she was not there above a minute.

Q. What part of the room was the candle in?—The candle stood behind me in the corner.

Q. Had you ever been in that house before?—Never before.

Q. Was you drunk or sober?—I had part of a pint of beer, and a pint of ale.

Q. Was you perfectly sober?—I was not perfectly sober, nor I was not drunk.

Q. What money did you lose?—Ten guineas, two half guineas and the rest in silver.

Q. How came you to have so much money about you?—In my business; I went to pay a bill, and the man was not at home, and I meant to bring my money home again. I went but about eight o'clock.

Q. That is a late hour to pay a bill?—No. I was very near home when I went with this woman.

Q. Did you suppose you was more safe because you was near home?—The first

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woman asked me to give her some beer; I said yes, and I gave her six-pence.

Q. Did you find any thing on her when you took her up?—Nothing.

Prisoner. He has false sworn what he has said; this young man has taken up another girl and has had two hearings.—I took the other girl up first to tell where this girl was, because I supposed that she went down and told this girl which pocket the money was in.

Court. What business are you?—I am a butcher.

Prisoner. This girl said that she thought I was the person; on that I was taken up the last Sunday night, when I came up on Wednesday before the justice, they asked the woman whether I was the person? she said she never saw me in her life time, she took her oath so to the justice; he knows nothing of me no more than what he goes by hearing; I never saw the man in my life time till I saw him last Monday. I am a misfortunate woman.

Prosecutor. I had seen the prisoner before that time in the street.

GUILTY (Aged 35.)

Imprisoned twelve months in the House of Correction and fined 1s.

Tried by the first Middlesex Jury before
Mr. Justice WILSON.

540. THOMAS TRIMBLE and ROBERT MARTIN were indicted for stealing, on the 24th of June, a live tame swan, value 10s. the goods of his Grace the Duke of Northumberland.

JOHN BELL sworn.

I had the care of his Grace the Duke of Northumberland's swans; they are kept in the Canal, at Sion, in his Grace's parks; this swan was sitting on her eggs very near her month, I secured her with hurdles

hurdles near the water edge to prevent dogs or catt'e doing any injury. On Sunday night last she was sitting on her eggs, on Monday morning she was gone, eggs and all; Sunday was the 23d, on the morning of the 24th I missed her; I knew no more of the swan till it was discovered by this other witness.

Q. Pray what security was about this swan?—It was hurdles seven or eight feet high, and the swan was pinioned there that she could not get over; I had her marked on the bill D. N. on one side, and Sion on the other.

JOHN TAYLOR *sworn.*

On Monday morning I was returning to Isleworth, I met the two prisoners in Isleworth lane, in the high turnpike road, I went up to them, and bid them good morning, I asked them what they had got in that handkerchief? I see they had something in the handkerchief, Martin had it, I asked him what he had got there? the other made reply, here is the egg of it; immediately John Lumsdale took it in his hand and examined it, John Lumsdale said it is a swan's egg, and then John Lumsdale took hold of the neck of the swan, and pulled it out of the handkerchief, it was dead; immediately I made answer this is a rum thing.

Court to Bell. What is a single swan worth?—About a guinea; sometimes we give two or three guineas for a pair.

JOHN LUMSDALE *sworn.*

On the 24th of June, I was along with this man John Taylor; I met with both the prisoners in the same place where the man mentioned before, I went to them, and the drummer, Martin had an handkerchief in his hand; we asked what he had there? the other man replied here is the egg of it; Martin had the swan, and Trimble had the egg; I took the egg into my hand immediately, I made a reply to this man, that it was a swan's egg; with that I went up to the drummer and looked in the handkerchief, I had hold of the

neck of the swan, and said that it was a swan, then the serjeant, Mr. Taylor, made reply, how that it was a rum thing; the private man Trimble said, that if he had been in America that was nothing at all to what he had done? then we returned the egg and parted.

Q. How came you to return it if you thought it was a rum thing?—The serjeant was along with me, and I thought it did not belong to me.

SAMUEL FLETCHER *sworn.*

I am the serjeant to the party of these two men; I was quartered at the Rising Sun, in New Brentford. When the constable and the serjeant of the late hours, brought Martin in as a prisoner, I asked what he was a prisoner for? he made answer, if I would go out he would shew me; the reward was twenty guineas; I asked who was concerned with him? he said, Thomas Trimbell.

Q. Was Trimbell present when this past?—No, he gave himself up as soon as he heard of it. I then went to Trimbell's quarters, and found the swan, and brought it down, and delivered it into the constable's hands, that is all I have got to say.

Q. Did you happen to see the bill of that swan?—I did.

Q. Is there any letters on it?—I did not take much notice, there is some appearance.

Q. What was the colour of the swan?—White,

JOHN SAXONY *sworn.*

I was in the Rising Sun, at New Brentford, this serjeant went up to the plow and brought down the swan, and delivered it into my hands after I had taken the drummer. I am a constable.

Q. Did you examine it and look at the bill?—I did; there is a mark, I suppose it may have been letters, but I cannot distinguish it for my own part.

Court to Bell. Have you seen the swan since it was recovered?—Yes, it

it is here. (Produced and deposed to.)

Prisoner Trimbell. We were sent to Hounslow after a deserter; we went on the road very nigh to Windsor, then we got no account of him there; coming home, in the morning, I cannot tell rightly, I was intoxicated in liquor, I saw something laying down on the hedge side, I had the drummer along side of me, I took it up, and the drummer came up to me, and I took it up, and took it home, and did not know the consequence; as soon as I heard that a person was after me, I went and delivered myself up.

The prisoners called serjeant Fletcher who gave them a very excellent character, Martin having been a drummer seventeen years; and Trimble a soldier for fifteen years.

Thomas Trimble, GUILTY. (Aged 27.)

Robert Martin, GUILTY. (Aged 27.)

Imprisoned three months in Newgate and fined 1s.

Tried by the first Middlesex Jury before the Lord CHIEF BARON.

541. JANE TAYLOR was indicted for stealing, on the 11th of June, a pair of linen sheets, value 6s. the goods of William Wingfeild, in a lodging room.

WILLIAM WINGFEILD *sworn.*

I live at No. 8, Lukener's-lane. I let her every thing that was necessary, bed, bedstead, table, chairs, and every thing that is necessary, bed, blankets, and sheets, a pair of linen sheets; she stayed one week in the lodging, she came June 4th, that day week she set off, and these linen sheets was missing.

Q. Did she pay you for your lodging? — No. There were two sheets lost; one was offered to sell by a man, to Mr. Bristol, who charged the watch with him.

SAMUEL DAVY *sworn.*

Mr. Bristol called for the watch, and I went, and I found a man had a sheet, and when I came up he knocked me down, and I took up the sheet, and have kept it ever since.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. Justice BULLER.

542. JOHN FREEMAN was indicted for burglariously breaking and entering the dwelling house of William Shortman, about the hour of one in the night, on the 1d of June, and stealing therein, a boiling copper, value 10s. a hempen bag, value 3d. the goods of the said William Shortman.

WILLIAM SHORTMAN *sworn.*

I live at No. 43, Chamber-street, Goodman's-fields, I keep a house there; I work for Mr. Ruffel, in Houndsditch, I am a shoe cutter, I work at Mr. Ruffel's, No. 54.

Q. Is any business carried on at your own house? — I have a business there that my wife carries on, in the shoe way; I have the shoes of my master. On Sunday morning the 2d of June, between the hours of one and two, I was alarmed by the next door neighbours calling my name Shortman, thieves! I heard nothing before, I put on my clothes as soon as I could, and went down stairs, and found my door open, I am certain it was bolted when I went to bed, I cannot say it was locked. The tiles were taken off the top of the house, the rafters broke; he had gone into the house, and had taken a copper from the house, he had put a flour bag into the copper, which I had received from my cousin who serves me with flour, and it was not taken away. The tiles were off and the rafters broke.

Q. How

Q. How long had it been in that condition?—The landlord had mended it but two days before; I know it was whole when I went to bed; the tiling had been fresh pointed two days before. These tiles were taken off and the rafters broke after I went to bed; there were five tiles taken off, there was a hole large enough for a large man to get in.

Q. Did you miss any thing besides?—Nothing else. He carried the copper away on my neighbours premises.

Q. When had you seen that bag before?—On Saturday, my wife emptied the flour out of it. That flour bag was in my possession, it was in the house, it was not in the copper when he took the copper out.

Q. Where did the copper stand?—It stood the further end of the kitchen, near the chimney, I had it fixed up about six or eight months ago, it was fixed by brick and mortar, it cost me twelve shillings the fixing of it, I had a bricklayer to do it. He wrenched it out, and he pulled it entirely out.

Q. This was between one and two o'clock when you got up?—It was.

Q. Do you know who bolted the door?—I bolted the door myself.

Q. What does your family consist of?—My wife and child. There is another lady in the house, but she was in bed. I was not in bed till near one, as it was Saturday night, and we do not leave business till twelve Saturday night.

Q. Where did you find these things when you got up?—I found it in my neighbour's yard, the sack and copper.

Q. Did you find the man or any body else?—I did not see the man till I see the watchman bring him in, which was as soon as I got down almost, the neighbours opened their door, and I went in and the watchman brought him in, he said he caught him on the wall.

Q. Did you know him before?—I did not he was a stranger to me, my wife saw him on Saturday afternoon.

ROBERT NELLUM *sworn.*

I live near the last witness. On Sunday morning between one and two, my mother was up, and she came to me and told me there was somebody in the yard, accordingly I went to the window and did not see any thing, and was going back again, but turning back again I see my next door neighbour's door open; Mr. Shortman's. I directly hallooed out Shortman, watchman, thieves. The watchman being in the other street heard a noise, he came running down the street, my father being at the front window, shewed him the way behind, when I found the watchman was coming I saw the prisoner at the bar come out of Mr. Shortman's; it was light enough to see any body.

Q. When did you see him come out of Shortman's?—On the first alarm I made to Mr. Shortman. Shortman, thieves! I observed the door was open; this was before he came out; the pales are low which parts the two yards, and I see him get over the pales out of Shortman's into my father's yard. We have tools that are called a *spokeshea* and a mallet; when I see him getting over the pales I flung a *spokeshea* at him, he then attempted to get up a pig sty. There is a pig sty in the yard to get on, to get on to the wall by that, I then flung out a mallet; I was above stairs all this while at the window, and flung it at him, the man then fell from the wall in our yard again, my father went down finding the watchman was gone round to assist him, and I went down to assist my father and did not see him in the yard, but immediately as I got down I heard the watchman say, I have got him; he said he had got him getting over the wall.

Q. When you see him come out had he, or had he not any thing with him?—I did not see him with any thing at all.

Q. Did

Q. Did you see afterwards the copper and the flour bag?— I did, they were in our yard, just by our gate.

Q. Did you see them before you came down stairs, or not till after?— Not till after.

Q. Was he in such a part of the the yard that you could have seen him from the window?— No, he was not.

Q. Did you know the prisoner before?— No, never saw the man before.

Prisoner. I was very much in liquor.— He rather seemed to be in liquor.

Q. Did or did you not observe that the man that came out of the house had the appearance of being in liquor or sober?— I did not.

Q. Then you think he had the appearance of being in liquor when you see him? what distance is Mr. Shortman's door from your window?— Not far, I saw his face plump, for when I flung the spoke-shea he turned round and looked at me; I could not be so positive to his countenance as to his dress, size and appearance altogether. I do think it is the same and am sure of it.

WILLIAM NELLUM *sworn.*

My wife made an alarm of thieves. I got up to the fore window and hallooed out watch! watch! while my son was calling out thieves! in the back way; I told the watchman to go up the gateway as fast as he could, accordingly he did, and I and my son both went down stairs in our shirts, the man got out of our yard and we opened our gate and the watchman brought him in, Mr. Shortman and the constable took him to Whitechapel watch-house; I saw the copper in the yard, I did not mind the bag, I thought it was our copper at first.

ADAM KING *sworn.*

I am the watchman, it was about half past one I heard an alarm of thieves,

and immediately went to assist up the yard, and found this prisoner making his escape from Nellum's yard, I immediately laid hold of him and took him to Nellum's yard, I had some suspicion there were some more in the yard, after that I took him to the watch-house.

Q. Did you see any thing of the copper and the bag?— Yes, I saw the copper in the yard.

Q. Did you take them into your possession?— I did not take them.

Court to Shortman. Had you the copper and bag?— I had. The person that sent the flour sent for the bag and he has it. I have neither copper nor bag here.

Constable. I took him to the watch-house and searched him and found on him a couple of knives, a gimblet and a steel.

Prisoner. He says he took a gimblet out of my pocket which I never saw in my life.

Constable. He threw away the gimblet when I was taking him to the watch-house, and I picked it up, I see him throw it away.

Prisoner. I know nothing of the affair I am as innocent as a child unborn. I am destitute of friends; am a seaman brought up to the sea out of America.

GUILTY. Death. (Aged 30.)

*Tried by the first Middlesex Jury before
Mr. Justice WILSON.*

543. JAMES ATKINS was indicted for burglariously breaking and entering the dwelling house of Thomas Francis De Knight, on the 3d of June, with a felonious intent, the goods and chattles of the said Thomas Francis De Knight, burglariously to steal.

S

ELIZABETH

ELIZABETH DE KNIGHT *sworn.*

I rent a parlour in Gibson's-court, in the parish of St. James's, Westminster, in the house of John Watkins. On the 3d of June, I went out about nine o'clock in the evening, and double locked my door, I have only one door; the street door was not locked; I left my key with an opposite neighbour. I returned about a quarter after nine, as near as I can recollect; I found the door was open, the lock was forced off, the lock staple that holds the lock was forced off, and thrown down, it was found double locked, but still the lock was forced off.

JOSEPH WILSON *sworn.*

I saw two lurking fellows lurking about this court, as I stood at the top of the court; I went in and acquainted my father and mother of it; while I was in acquainting my father and mother with it, when I came out first I found James Atkins joined with another, and while I was in acquainting my father and mother James Atkins passed the window, and looked in; our window is right facing Mr. De Knight's; I said there he is, the prisoner is the same; Mr. De Knight's door looks into our window; he went up the arch way and whispered with another, we could hear the whispering; I went out and saw him shoot into the passage all of a sudden, of Mr. De Knight's room, and I ran in, and found him inside of Elizabeth De Knight's room, and the box staple wrenched; it was the parlour door.

Q Did it, or did it not, appear to have been locked?—It was double locked. I asked him what he wanted there? I collared him by his coat; he said he wanted one Mrs. Lewis, a mantua maker.

Q Is there any such a person living in your neighbourhood?—Not that I know of, and I was born where I live

now. He turned about then, and instantly my mother came running, and we both laid hold of him, and insisted to know what he wanted, we told him we would detain him till we knew what Mrs. DeKnighthadlost; and while we were holding him somebody fetched a constable, and the constable came and searched him, and found three keys on him, one looks very suspicious, it is here, a pick-lock key, or a patent key. I am a carpenter; I know something about keys. We found nothing else but a few shillings. The other man that was along with him stood about six feet from him, in the arch way, as I suppose to see what he brought out; I had seen them both together before in the arch way, the arch way is about two yards from the door at the beginning. As soon as I caught hold of the one he walked on, and while we were in the room, and the constable was searching the prisoner, we heard that he was looking in at the window.

Prisoner. He said he caught me in the house; I was knocking at the door.—As soon as ever I caught him in the room he instantly attempted to knock at the door with his knuckles, and said halloo; but I found him inside of the door; he got back from me as soon as I collared him, but my mother instantly came up, when I asked him what he wanted? he said one Mrs. Lewis.

Q Are you quite clear that he was inside of the door at the time you took hold of him?—I am.

ANN WILSON *sworn.*

On the 3d of June, about the hour of nine, I was sitting in my own room, which is opposite to Mrs. De Knight's; mine is a jut-out window, with is light on each side, I was sitting there, and my son comes in, and says, where is Mrs. De Knight? says I, she is just gone out, and I have got the key; she had left the key with me as she has a child; he

he came in and told me that there were several suspicious men that had been lurking about at Mrs. De Knight's, that he had been watching for a quarter of an hour; while he was relating this, the prisoner past by the window, I got up from my chair and I saw him.

Q. Did you see him so distinctly as to be able to know his person again?—Perfectly.

Q. How light was it?—It was too dark to see to work; it was dusk, rather about nine, or something after, it was light enough to discern any body, it was light enough to discern it was him.

Q. Is it from what you see of him then that you are able to know him again?—No, he past by the window and looked in, and I looked at him, and when he got under the arch way I heard a whispering, and in a moment I see him dart instantly in; O dear, says I, the man has got in.

Court to Elizabeth De Knight. Did you lose any property at all that night?—None.

Not GUILTY.

Tried by the first Middlesex Jury before the Lord CHIEF BARON.

544. SARAH JONES was indicted for feloniously making an assault on the King's highway, on John Mac Mullein, on the 21st of June, putting him in fear, and feloniously taking from his person, and against his will, a silver watch, value 1l. a steel watch chain, value 1d. a base metal watch key, value 1d. the goods of the said John Mac Mullein.

JOHN MAC MULLEIN *sworn.*

I lost a watch, on the 21st of this month, about twenty minutes before nine, to the best of knowledge, in the evening, I lost it in Hyde park; I was walking there; I was just walking in, as I went in I found

a child's shoe, which I took up into my own hand, I judged some child had dropped it some where; this was before the robbery, this was the way the woman made up her acquaintance to speak to me, I took the child's shoe into my hand, and I saw a little girl with a child in her arms, and she was crying; I asked her what was the matter? she said she had lost the child's shoe; I then gave the little girl the child's shoe; on which another woman came up with this woman, and told me to give the child the shoe; and then she came up to me, and I told her I had given the child the shoe; then they told me that they were walking in the Park, and at the same time I was going to have a pot of beer at the public house, and these same two women came into the public house to me.

Q. How long was you walking with them in the Park before you went to take a pot of beer?—Not above five minutes.

Q. Did you go in with them or did they follow you?—They followed me in as a part of my company; I told them I would give them a pot of beer; with that I took the beer, and there was a soldier came in, sat down in the same seat, and said that it was very severe work, he was at exercise, and he called for a pint of beer; we drank the pot of beer, and when the pot of beer was out the woman went away, and left me there; then the soldier began chattering with me, and I told the soldier I would treat him with a pint of beer; I did so, and before that pint of beer was out these two women returned; then they told me I was not safe to be in the company of a soldier, accordingly I told them I never was afraid to sit in a soldier's company. When the pint of beer was out I got up to go home, and they came out along with me, and walked along with me, the two women and the soldier, into Hyde Park; we all four went into Hyde Park, it was my way home, I thought to part with them to go home,

home, and this woman here attacked me for my watch; on which I was struggling for my watch, she got it out of my hand by giving me a blow on the back of my head, and knocked me down after a long struggle, on which there was a man came up to my assistance, and asked me if I had been robbed? I told him I had; says he, had you a watch? I told him I had; says he, have you got it now? no, says I, I have not. She made off when she had got the watch, and left me on the ground, and she was taken in the gravel pits, and the watch, by the man, and brought to me.

Q. What became of the other woman and soldier?—They got away while the man was pursuing after this woman, they were not taken; they were both present.

Q. What business are you?—I am a servant.

Q. Had you been drinking?—No more than one pint of beer just after my dinner.

Q. Was you perfectly sober when you was treating these women?—I was pretty sober, very sensible of what I was doing.

Q. Was you quite sober?—I was, I did not take any thing to make me otherwise.

Q. You had no acquaintance with them before?—Never saw them before.

Q. Had you any acquaintance with the soldier?—Never.

Q. What part of the Park was it that you wanted to go away from them?—I am not very well acquainted with the place.

Q. This was about nine o'clock at night?—It was.

Q. Did you wish them good night?—I did.

Q. Or did you shew an inclination to leave them?—I wished them a good night.

Q. Did the other offer to meddle with you?—Not that I can tell, because I was so stunned by the blow.

Q. Did she lay hold of your watch?—She laid hold of the chain; I had the

watch in my hand; she had got the watch out of my pocket, and she was behind me struggling with me at the time, and the other was the woman attacking me.

Q. Just now you swore that the man and the other woman did not meddle with you at all. How happened you to swear that positively?—The man did not to my knowledge, I can safely say that; but I think the other woman was attacking me as well as this woman.

Q. I want to know how this woman could have hold of your watch, and which was in your hand, and yet she got behind you, and knocked you down, she and you had never been any where together?—No, I never meant to give her any more than a pot of beer. I am a married man, and have a wife and children; I only went and treated them with a pot of beer, and no more.

RICHARD LOVETT *sworn.*

Last Friday it wanted about twenty minutes to nine o'clock, I saw the prisoner at the bar, and the prosecutor, and another woman and a soldier in Hyde Park, within about sixty or seventy yards from the Serpentine River, and I saw the woman with him, and I saw the man down and his hat was some distance from him, and I told a man who was standing by to run to his assistance, for I thought the women had robbed him, because I saw the man down, and the women about him; the other woman got away some where or other, but I pursued this woman to the Gravel Pits, and I found her with this watch, I took her to the watch-house; I have had the watch in my custody ever since.

Q. Did you see how the man came down, whether he was knocked down or pushed down?—He was down when I first saw him. I pursued the woman, and then I brought the woman back to him; he then said he had been robbed of his watch.

Q. Can you tell us whether he was drunk or sober?—He appeared to have been

been drinking, but he was sensible; I believe he might be in liquor. (The watch produced and deposed to.)

Prisoner. I and another girl was coming across the Park, we met this gentleman, and he asked us to go and have a pot or two of beer; we went and partook of two pots of beer, and when we came back again it was about half past nine; we were drinking along with three soldiers, we sat down and drank with him a little, and we all came out together, and going along the Park he pulled the watch out of his pocket, for the soldier to see what it was o'clock, and when we came down to the Serpentine River he told the other girl he would give her and I a shilling a piece, and he put down his watch, and I took it up, and took it to one of the Gravel Pits.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice WILSON.*

545. PETER CONNOLLY otherwise CRONNOLLY was indicted for stealing, on the 27th of June, a wooden mahogany table, value 11. the goods of John Clarke.

JOHN CLARKE *sworn.*

On the 24th of June last I lost a dining table, a three feet best mahogany dining table; it was at half past eight in the morning.

Q. Where had it been before you missed it?—Outside of the street door. I am a cabinet maker and upholsterer; my servant set it up about seven o'clock in the morning; I had seen it ten minutes or a quarter of an hour before it was lost. At about half past eight in the morning, my family and I were sitting in a back parlour at breakfast, my next door neighbour, who is a baker, Mr. Giles, came running in,

says he, Mr. Clarke, I am afraid you have lost a dining table, because there is a fellow turned my corner with a table, and I am sure it is not his own, and I really think it is one of your's; I immediately jumped up and ran to the corner, and a thought struck me, if he was a thief he had taken the court, I took the court which is only two doors up, and ran the length of that court, it is called Nottingham-court, when I got up there I looked each way in Bedford-street, and I saw him with the table, going towards St. Giles's, immediately as I set my eyes on him he turned the corner to a bye way; I followed close up to him, but instead of him turning the common passage, he went through several narrow passages, that I should not have supposed he could have got through with the table; I thought I would not attack him there, because there was no assistance; I knew he must come into Holborn soon, and then I stopped him; the prisoner is the man, I am quite certain.

Q. Did you know him before?—Never see him to my knowledge; I have no doubt about him. When I stopped him I went before him, and told him to put that he had down; he said he should not; I told him I would make him; he said what do you mean by that. He then put it down, and flew from me down the passage; I ran down the passage after him, and laid hold of him, and I told him, it is in vain for you to attempt to go, for I will hang by you as long as I live; accordingly I brought him out of the passage, he attempted to go again from me, he came and stood then on the pavement, by that time my youngest son had come up to my assistance; I bid him run for my neighbour Robinson the constable; immediately as I said that a person speaks up, I belong to Marlborough-street, and I am an officer there, and if you please I will take the prisoner

T

soner

soner; says I, I am very glad of it, for I really want somebody to take him, he did take him, and he got away once from him, I see him, for I helped to take him again; he was taken again, and carried to St. Giles's watch-house; and I met him at one o'clock at Marlborough-street directly that afternoon, which was only yesterday; the magistrate ordered me to prosecute. The table is here. (Produced and deposed to.)

Prisoner. I was looking for work, and I met a gentleman who employed me to carry the table down to Shoe-lane, to the Red Hart, it was a gentleman as I met, as I was looking for a job.

Court to Clarke. What is the value of your table?—twenty shillings.

GUILTY. (Aged 23.)

Imprisoned six months in the house of Correction and Publicly Whipped

Tried by the first Middlesex Jury before the Lord CHIEF BARON.

Prisoner. I would be glad to go and serve my king; I am a carpenter by trade.

546. JAMES WETHEY was indicted for stealing, on the 13th of June, a man's saddle, value 16s. the goods of Mary Steele.

— HIND *sworn.*

I am a servant to Mary Steele; she keeps a livery stable, she lost a man's saddle; I did not see the prisoner take it, I took the saddle from the horse's back myself, and I hung it up in the place where I usually do; it was lost on Thursday night, the 13th of this month; it was between that and Friday I missed it; on Friday the next morning; I went to the sta-

ble about half after four, and missed it, and I saw it again in about two hours, it was in Sprigg's hands, an officer; the saddle is here.

Prisoner. He said at the justices that he left it out till such a time in the morning.

BENJAMIN SPRIGGS *sworn.*

The prisoner at the bar was brought to the watch-house, seemingly very much in liquor, about half after four on Thursday morning, it was when the Wednesday night was over; the man has made mistake as to the day; there was nothing brought with him but this tinder box; he was brought into the watch-house assisted by two or three watchmen, there was nothing against him at that time; he remained in the watch-house till about four o'clock, our watch was very near coming in then; we told him to withdraw, we thought he might be tolerably sober by that time; I went out to see after the watchmen whether they were doing their duty, and I met the prisoner coming up Bedford-row with the saddle on his back, I went up to him, and I said to him, my friend what do you do with that saddle on your back? how came you by it? says he, what is that to you? I said, it is to me; says I, how did you come by it? says he, you may take the saddle; says I, I shall take the saddle and you too; with that I took him to the watch-house, both him and saddle, and I sent to Mrs. Steele's yard, who keeps a livery stable the top of Bedford-row, and the last witness came and said it was the property of Mrs. Steele; he came much about five o'clock. I have had it in my possession ever since. The hostler brought it here this morning; I gave it him this morning, but I kept it till then. (The saddle produced and deposed to by Hind.)

Hind. I know it is Mrs. Steele's property; I know it by the button of the saddle, it is a very broad large button; we have

have had it about a year and half; I am quite sure of it.

Court. When you went back did you find such a saddle was missing before you was sent for?—I found this saddle was missing before I was sent for.

Q. What is your mistress's christian name?—Mary. It was taken out of the yard.

Q. Was the yard or any part broke?—It was open that time of the morning; there were carriages come in just before.

Prisoner. The thing was, I was very much tipsy that night; I saw that saddle lay down by the wall, and I took it up, and I did intend to carry it to the watch-house, but before that, this man met me, and I thought as he had took care of me he might take care of the saddle. As to that thing the tinder box, he need not have brought it, that I had for the convenience of getting a light.

Court to Spriggs. Was he drunk when you met him?—He was very much drunk at half past twelve, but he was sober then.

Q. Did he give any account but what you have mentioned?—No, he told me I might take the saddle; I told him I should take the saddle and him.

GUILTY. (Aged 45.)

Imprisoned six months in the House of Correction and Publicly Whipped.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

547. JOHN JONES was indicted for that he on the 25th of June, with a certain offensive weapon and instrument, called a pistol, unlawfully, maliciously, and feloniously did make an assault on John Hurnall, with intent, feloniously, maliciously, and unlawfully, the goods, chattles and monies of the said John Hurnall, to steal.

JOHN HURNALL *sworn.*

I have a house in Somer's Town; I am a wine merchant. On Monday night last, I was coming from Tottenham, down the New Road to Somer's Town, which is not above a quarter of a mile; at that time towards Tottenham, there was a watch box, and being so late I was intimidated, and spoke to the watchman, and talked to him, to see whether he was on his duty.

Q. Was you sober?—I was. After that I passed him, and went about two, or three hundred yards or four hundred, I cannot exactly say the distance; but as I was coming along the prisoner at the bar was coming towards me, and I was intimidated at seeing him come towards me, but I recollected that the watchman behind me was so near, and he was on his duty, that I passed him with confidence; the prisoner past me, and he had just past me about a yard, he then turned about, and put a pistol to my breast, and said your watch and money directly, and made use of no bad expressions.

Q. How did he hold this pistol?—He turned it on me.

Q. In which hand did he hold this pistol?—The right. On which knowing the watchman was just behind, and it may be thinking he was rather nearer me than he was, I sprung back from him, and ran to the watchman, crying out thieves! thieves! watch! watch! I lost sight of him then, he ran away; I saw him about an hour after in the second field, in the New Road; I was over in the field to search for him, and four or five more of Mr. Wright's officers with me.

Q. What time did this happen to you?—Near one o'clock on Tuesday morning.

Q. Where did you find him?—Two or three of these people brought him up to me; I had been hunting for him along with other people for half an hour.

Q. Did

Q Did you know him again?— I d.d.

Q Was he dressed in the same way as he was before?— He was.

Q Now as to seeing this man at the time he attacked you in this way, was it moon light, or what sort of light was it?— It was between light and dark.

Q Was there any lamp there?— No, It was so light it did not need a lamp.

Q What sort of hat had he on?— I think a cocked hat, but I will not be sure.

Q What sort of clothes? what colour?— Black, the same as he has on now. The barrel of the pistol struck my eyes, as being bright, it was not an iron one.

Q As to his hair, how was his hair?— I have no doubt of the man.

Q You are an honest man and ought to be cautious how you swear. Do you mean coolly and deliberately to say, that he was the man?— I am sorry to say that, I am obliged so to do.

Q What passed when you took him again?— I believe he might say I am not the man, or was it me? or words to that purpose.

Q What did you say to that?— I said he was.

Prisoner. At the time I was taken how far was it from where was apprehended and detained by the officers, from the place where he was attempted to be robbed?— I was robbed in the road, and where he was taken by the officers I cannot tell; the officers brought him to me, the second field distant from where I was robbed, not half a quarter of a mile, or a tenth part distant. The man behaved exceeding well, he made use of no bad expressions.

THOMAS UNDERSALL *sworn.*

I am a watchman. Mr. Hurnall came by my box between twelve and one, I

had just gone the half hour; it was neither light nor dark; I could see a great way down the road, because it is a straight road; he past by my box and spake to me; about five or six or seven minutes after he ran back, and said, watch! watch! here is a man going to rob me.

Q Did you see any man with him at the time?— I did not see any man with him; I saw a man just before him; he ran across the field, and I followed him, I ran as soon as I was spoke to by Mr. Hurnall; I followed him over two fields, then I lost sight of him among some cows; as near as I can possibly tell in the night, he was dressed in black clothes.

Q Did you see him again that night?— I saw him in the watch-house.

Q Could you say that was the same man that you had followed?— The runners brought him to me before that about a quarter of an hour after I lost sight of him, they brought him along side of my watch box in the field.

Q Did you know him to be the man that you saw before with the prosecutor?— I could not swear to the man, only he had the same clothes.

Q Did the prosecutor come up at the time he was in the hands of the runners?— He came up with some of the runners.

Q What did Mr. Hurnall say?— He said he was the man that put the pistol up to his breast; the man cursed and swore all the way down to the watch-house, he said he knew nothing at all about it.

Prisoner. Ask him did he know my person?— To the best of my remembrance by the clothes, the size, and the make of the person, you are the person.

Q Can you swear to me?— I cannot swear to you, because I did not see your face.

GEORGE

GEORGE MILLER *sworn.*

I am a mason ; I am none of the runners ; I live near the spot, and I happened to be up at that time in the morning ; I heard the cry of murder ! murder ! and the prisoner at the bar ran across the fields, and I ran after him.

Q. How near was Mr. Hurnall and the prisoner to you when he cried out thieves ?—Between two and three hundred yards as near as I can guess ; the prisoner was about the same distance running from him in the fields.

Q. How was the man dressed ?—I really cannot tell at that time of night ; he had dark clothes on ; that is all I can say.

Q. Did you lose sight of him ?—I pursued him till he got into that field among the cows, and there I lost sight of him, and the patrols took him coming back.

Q. How soon after did you see him with the patrols ?—In the space of twenty minutes, or a quarter of an hour.

Q. Did you see his face at all ?—Not until he was brought to the watch-house.

Q. Do you believe he is the same man ?—I cannot say, I was not near him till he was brought to me ; I see a man, but whether that is the man I cannot say, I believe him to be the same man, being nearly about the size and dress.

ALEXANDER MACKAY *sworn.*

I am one of the patrols ; I belong to Bow-street. About one o'clock on Tuesday morning, the 25th, being at the Duke of Bolton's Head, we heard the cry of stop thief ! we turned to the fields back again, and saw a man running ; I pursued after him ; he got over the rails into the Duke of Bedford's private road ; I never lost sight of him ; the prisoner is the man, and he was taken ; when

we had taken him, we took him back towards where the alarm came from ; he said he came out of a house, in which house he had been drinking with another ; we asked him if he would shew us the house ? we carried him to the second field from where I took him from, and there we found Mr. Hurnall, and Mr. Shallard, and some more, hunting all about the ditches to see to find the man ; the instant Mr. Hurnall saw him, he said that is the man that robbed me.

Prisoner. At what distance was it from where the gentleman was robbed you took me ?—About nine hundred yards.

Prisoner. When I met him I was turning out of the path into the road, and this man fell down.—I jumped over the rail after the man, and I fell down by accident.

Prisoner. I could wish you to call the other witnesses in, the gentleman in the blue coat.

WILLIAM PINNARD *sworn.*

I am a Patrole.

Q. Did you see Mr. Hurnall robbed ?—I did not ; I heard the alarm, I saw the prisoner run, and I pursued him.

Q. Did you lose sight of him ?—Not till after I saw him run ; the prisoner was nearly at the Duke of Bolton's, where he was apprehended.

Prisoner. At the time you stopped me on the road, was not that last gentleman drunk ?—You two fell together when I came up to you.

Q. Did not I stop to see him picked up ?—You two were very close.

Court. Was the other man on the ground ?—I don't know that I see him on the ground at all.

Prisoner.

Prisoner. How far distant was this from the place where the gentleman was robbed?—About half a quarter of a mile.

Prisoner. The other has said nine hundred yards, which is three quarters of a mile, upon my soul it is unaccountable.

Prisoner. I was passing along the road; I had been drinking; they took me into custody, and they detained me, asked me where I was going? and where I had been? and were taking me to a place where I had been in, and passing along we were met with this prosecutor of mine, and he said, that I was the man that robbed

him; I declare my innocence; I know nothing about it. I have no witnesses, I was brought up to trial so suddenly I have none at present; had it been a future day I might have got some.

GUILTY. (Aged 30.)

Transported for seven years

Tried by the first Middlesex Jury before

Mr. RECORDER.

A complete

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with Reference to their Numbers.*

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295	John	279	John
296	John	280	John
297	John	281	John
298	John	282	John
299	John	283	John
300	John	284	John

THE WHOLE
PROCEEDINGS

ON THE
KING's Commiffion of the Peace Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 11th of *September*, 1793, and the following Days:

Being the SEVENTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

N U M B E R V I I . P A R T I .

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PRICE ONE SHILLING.

THE WHOLE
P R O C E E D I N G S
ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

BEFORE the Right Honourable SIR JAMES SANDERSON, Knt.
LORD MAYOR of the City of LONDON: The Honourable SIR
HENRY GOULD, one of the Justices of His Majesty's Court of Common
Pleas: The Honourable SIR JOHN HEATH, one other of the Justices of His
Majesty's Court of Common Pleas: The Honourable SIR NASH GROSE,
one of the Justices of His Majesty's Court of King's Bench: SIR JOHN
WILLIAM ROSE, Serjeant at Law, Recorder of the said City: JOHN
SILVESTER, Esq. Common Serjeant at Law of the said City; and others,
His Majesty's Justices of Oyer and Terminer of the CITY of LONDON,
and Justices of Gaol Delivery of NEWGATE, holden for the said City and
County of MIDDLESEX.

London Jury.

First Middlesex Jury.

Second Middlesex Jury. Second London Jury.

Robert Beverly
William Green
Joseph Harris
Thomas Cole
John Hill
William Norris
Stephen Wolfe
Richard Packer
Gabriel Smith
Matthew Russell
Joseph Buck
Aaron Hale

George Smart
Samuel Hayes
Richard Ryan
John Draycott
Frederick Miller
Ralph Lonsdale
John Crouch
Edward Myers
William Mortlock
Peter Vineing
Thomas Weaver
James Fisher

Giles Lawrence
Benjamin Whippy
Matthew Cook
James Morris
Abraham Tibbott
Gabriel Dodd
Robert Rubard
Thomas Willymot
Thomas Clarke
Gabriel Barnard
Edward Stevens
Samuel Cliff

Robert Sangster
Henry Bamford
John Atkins
Thomas Scarlet
John Benham
Joseph Vere
John Bye
Thomas Thornton
Mark Webster
John Chadsey
John Dennis
Henry Hart.

548. **MARY CRAMMANT** was indicted for stealing, on the 19th of August, two silver tea spoons, value 5s. a man's linen shirt, value 2s. a pair of cotton stockings, value 3s. a silk handkerchief, value 3s. the goods of Giles Sparrow.

MARY SPARROW *sworn.*

My husband's name is Giles Sparrow. I lost Two tea spoons; they were stolen from me; the prisoner came to my house to wash for about two months; I live at Mr. Dundas's office, Whitechapel, I missed the articles on the 12th of August, on Monday at tea time, I have seen two tea spoons since at the pawnbroker's, Mr. Wright, in the Hambury; I saw them on the Friday after, I left them there, I have seen nothing else.

JAMES KIMBER *sworn.*

I am a servant to Mr. Wright, the pawnbroker; I produce two tea spoons, one pawned on the 9th of August, and one on the 16th, I have kept them ever since, they were pawned by the prisoner; I know her very well, I have known her some years.

Prisoner. I did not steal them.

ANN WOODYER *sworn.*

I live in the house of the other lady; I am no relation. On the 20th of August, Tuesday, Mrs. Sparrow came to me, and told me that on the Monday afternoon she had missed some tea spoons, as she had had some company; and she asked me to go to the prisoner's house, and ask her if we knew any thing about

A

these spoons. On the Friday following we went to the prisoner's lodging, and after that to Mr. Wright's, in the Hambury; and they produced two spoons. That is all I know of it.

Court to Sparrow. Why do you charge the woman with taking the rest of the property?—I went down to her house on Monday the day I missed them, the 19th, and before I missed them; I have missed the other things since I found the tea spoons. I cannot say any thing further about the other things. I believe them to be my spoons, the one I brought from Somersetshire, and is marked in my maiden name, the other is marked in my husband's mother and father-in-law's name; my name is in a cypher, the other is in initials. I have no doubt about them at all.

Q. Has this woman any children?—I do not know at all.

Prisoner. I worked for her, and I was distressed for some money, and she owed me some, and I said to her, madam, if you please I want a trifle of money; says she, I am rather short of cash, take these spoons and pledge them. I had pledged things for her before, and I went and pledged these spoons for her, for three shillings, and kept the money. At this time Mr. Sparrow was gone out of Town; my mistress gave me the spoons to pledge.

Court to Mrs. Sparrow. On your oath did you give her these spoons to pledge?—No, my lord; I never pawned a thing in my life.

Court to Pawnbroker. In what name were they pawned?—In the name of Mary

Mary Harris; the name she always went by.

Prisoner. That is my maiden name.

GUILTY.

Imprisoned three months in Newgate and fined 1s.

Tried by the first Middlesex Jury before

Mr. RECORDER.

549. MARY ANN ROBINSON, the wife of Thomas Robinson, was indicted for stealing, on the 21st of June, a cloth great coat, value 11. 5s. a silver tea spoon, value 8s. a pair of linen sheets, value 10s. and two pair of silk stockings, value 5s. the goods of Thomas Holroyd.

THOMAS HOLROYD *sworn.*

I am in no business; I lost these Articles; I live at No. 20, Gerrard-street, Soho; and Mary Robinson was left in care of my house while I went into the country; I put her in to take care of my house; I first missed the things on Tuesday the 23d of July, the day I was going to return again, as I came to Town on the Monday, but it being a wet day I went to look for a great coat, and when I went to the spot where they were, there was never a one to be found; I naturally asked where my great coat was? she said she knew nothing at all about it; I said she must find them, or must have had improper people in the house, or must have made away with them; at ten o'clock at night she gave me an account it was pawned, and gave me the duplicate.

Q. Did she give you the duplicates of the other articles?—None but two great coats. I thought it was not a proper time of night to let her go out. When she got up in the morning I

desired her to empty her pocket, for I was doubtful that she had got other duplicates; she pulled out her things, and in a pocket book, which she pulled out of her pocket, I found near twenty-five or thirty duplicates, five of which referred to my own property, and according to these duplicates I went to examine at three different pawnbrokers, and found the things.

(The duplicates produced.)

Prisoner. He promised me pardon if I would give up the duplicates

Prosecutor. I did, but then I did not know that I had lost any more than the two great coats.

ELEANOR HOLROYD *sworn.*

I am the daughter; I was not at home; I prove the property in one article.

JOHN FARMER *sworn.*

I am a pawnbroker's servant; I produce a cloth great coat, a pair of sheets, a silver table spoon, and two pair of black silk stockings; I took them into pledge of the prisoner at the bar, they were pledged some in the name of Hart, and some in the name of Bailey; all four were pledged at different times; the first a pair of sheets were pawned the 9th of July; the 12th of July a table spoon; the 13th of July two pair of stockings; and the 20th of July the coat. I asked her if they were her own? she said they belonged to Mr. Bailey, who lived in Swallow-street.

Court to Mr. Holroyd. How came you not to put the other articles in the indictment?—Because the pawnbrokers delivered them up.

(The articles produced.)

Thomas Holroyd. I know the spoon, it has W. B. on it; the great coat I have had about half a year; the sheets are

are marked T. A. H. My daughter can speak to the stockings.

Eleanor Holroyd. I know this to be my father's stockings by a piece of silk put in at the heel ; I footed it myself.

Prisoner. At the time I gave up the tickets the prosecutor promised me pardon. I should have had some witnesses here for to speak for me, but they did not know what day my trial was to come on.

GUILTY,

Confined six months in the House of Correction, and fined 1s.

Tried by the first Middlesex Jury before

Mr. RECORDER.

550. JESSEY YOUNG and HENRY BOCOCK were indicted for burglariously breaking and entering the dwelling house of Henry Bryant, about the hour of ten in the night on the 8th of August, in the parish of St. Botolph, without Aldgate, and burglariously stealing therein, a feather bed, value 1l. 10s. an iron shovel, value 1s. and an iron hammer with a wooden handle, value 1s. the goods of James Bryant; and

HANNAH HAWKINS was indicted for feloniously receiving the same goods, on the same day, knowing them to have been stolen.

HENRY BRYANT *sworn.*

I was not at home when my house was broke open; I did not lodge in that house at the time; there was a young man in the care of it; I did not lodge there for some months.

Court. Are you a bankrupt?—I was at that time.

Q. This was your dwelling house?—It was.

Q. And you was in possession of these things?—I was, and am still.

Mr. Knapp. Was not the messenger in possession?—He was always in possession.

Q. Was He in possession under the commission of bankruptcy?—He was partly. But there was a bill of sale, and my brother bought these things in again, and gave them me.

Q. Who paid the rent of the house at this time?—The assignees.

Q. What before this house was broke open?—Yes.

Q. Was the assignment made at that time?—It was not; but the sale was, and the goods were bought in for me.

Court. Who was the tenant of the house?—There was no other tenant but me; my brother was not tenant.

Q. Under whose right was the man in possession?—He was my clerk.

Q. Did he keep possession for any body?—He kept possession for me.

Q. Then he was not employed by the persons for whom this bill of sale was made?—He was not.

Q. Was there any assignees at the time?—There was. The man that they sent was out of possession long before this. I was in possession, and I employed this man to keep possession for me; I was not in the house, and all that I know is that the house was broke open, and the things taken away.

Mr. Knapp. How long had you been a bankrupt when this affair happened?—About two months.

Q. How many examinations had you passed before the commissioners?—I had got my certificate signed.

Q. Did you live in the house at the time?—I did not.

Q. How long had you ceased to live in the house?—Three months.

Q. Did you pay your rent yourself for that house?—No, I did not.

B

Q. Who

Q. Who did the landlord of the house look to for the rent?—I suppose they looked to the assignees for the twelve months rent.

Court. Who did he look to for the growing rent?—To me.

Q. Did you mean to come and lodge in this house again?—I did; I am there at this time.

JOHN DENNIS *sworn.*

Q. How old are you?—I am fourteen and three months.

Q. Do you know what will become of you if you take a false oath?—I shall be punished in this World, and likewise in the next.

Q. Was you in Bryant's house?—No.

Court to Bryant. In what parish is your house?—St. Botolph, without Aldgate.

Dennis. I was on the wharf that adjoins to the house, the house is near the water; I saw Henry Bocock shove the boards in with his foot, just by the necessary; he then went in and opened the door, and let the other in.

Q. Could he have got in without shoving the boards?—No.

Q. Was the necessary near the house?—Yes, it adjoins to it, it is part of the house.

What time was this?—Between nine and ten o'clock at night.

Q. Was it so light as to discover the features of a man's countenance?—Yes. I knew him very well, I was not so far from him as I am from him now; I knew him before.

Q. Did he live in the neighbourhood?—He lives in the back lane.

Q. Had you seen him often?—Yes. I saw him go into the house by shoving these boards with his foot, and he went in and opened the back door, and let in Jessy Young, and Jessy Young went in.

Q. Did you know Young before?—Yes, he used to work for our master Mr. Bryant.

Q. How long did they stay there?—I don't know rightly.

Q. Did you see either of them come out?—Yes, I saw Jessy Young bring a bed out on the Wharf, and Bocock brought out a fire shovel and the hammer, it is an iron hammer.

Q. Where did they go then?—I don't know, they went to sell it I suppose.

Q. How soon afterwards did you tell any body of it?—The next morning.

Q. Do you know any thing more of this business?—They came back and gave me two shillings not to tell.

PETER SHURLAND *sworn.*

I am clerk to Mr. Bryant; I slept in the house, there was no person slept in the house at this time but myself; I fastened the door.

Q. Do you remember the boards of the necessary?—Yes, I fastened the boards up myself with a bit of string.

Q. Did you observe they were separated in the morning?—Not till Mr. Bryant told me; I was not in the next morning.

Q. Do you know any thing of a feather bed, an iron hammer and a shovel? Do you know whether they were missing?—Yes, they were.

Court to Bryant. Did you see any opening made there?—I found the house was broke open from the back of the necessary, some boards broke down.

Q. Could any body have got into your house by means of an opening at the back of your necessary?—Yes.

JAMES BRYANT *sworn.*

I know nothing of the robbery, only I bought some things in at a sale before; I don't know that it is the same.

ANN.

ANN MOWEN *sworn.*

I keep a shop in Ratcliff-highway. Mrs. Hawkins had this bed to sell in an open shop, and I went in and asked her the price; and she told me six and twenty shillings, and I bought it; she said it was her own. I knew her before.

Mr. Knapp. You have known Mrs. Hawkins for some time before?—Yes; she keeps a shop.

Q. This bed was exposed to sale in her shop, the same as her other goods?—It was.

Q. You have been used to deal for beds before?—Yes.

Q. According to the value of that bed, was it a fair price that you gave for it?—I bought it for myself; I see the distress that she was in, and I gave her what she asked for it without any abatement. She has kept the shop for two or three years.

Court to James Bryant. You say you bought some things at a sale. Did you buy that bed?—I bought a bed, and as many things as came to eight or nine pounds; but I don't know the bed again.

ROBERT DAWSON *sworn.*

I am a constable. On Sunday the 11th, in the morning, Peter Shurland and two others informed me of this robbery; I went and apprehended Young; I went after that to the house of Mr. Hawkins, he is clerk to Mr. Bryant; I found Mr. and Mrs. Hawkins both at home, I asked Mrs. Hawkins whether she had bought a bed? she denied it, she said, no, she had not. I had information at the same time of a shovel, a pair of tongs, and a hammer; and seeing the shovel by the fire side I took it into my possession: I then proceeded to search the house, I found two beds up stairs, I asked if either of those beds was the bed they bought of Young? she said that

neither of them were: I was then proceeding to take Mr. Hawkins out of the house, and then she acknowledged that she had, in the absence of Mr. Hawkins, purchased a bed, this shovel, and a hammer, of two men that worked at the same wharf where her husband worked, and described them, but did not mention their names. I know her husband very well, I cannot say that he worked at that wharf.

Court to Henry Bryant. Do you know the wharf?—It is Kendall's Wharf; I don't know whether they worked at that Wharf.

Court to Dennis. Do you know the Wharf where Hawkins worked?—No.

Dawson. I went then to Mr. Mowen's and found the bed.

Mr. Knapp. The husband was by all this time that you have been speaking of?—He was.

Q. He was apprehended on this business?—He was.

Q. The husband is a good deal at home when he is away from his work?—He is. I always took him to be a very honest man.

Q. Had you any other conversation with Hawkins besides this?—No.

Q. Was nothing said by him upon this business?—No, only urging his wife to tell where the bed was.

Q. Was there any promise held out to any of these prisoners, to induce them to say any thing?—I believe Mrs. Hawkins was told if she would produce the things she should be admitted as an evidence, but she never confessed any thing in consequence of that.

Knapp to Bryant. Can you swear to the bed by any particular mark?—No.

Dawson. It is necessary for me to mention that Bryant has said that he did not believe it was the bed, and his brother, and this lad said the same before the magistrate.

Court

Court to Bryant. Did you ever say that?—Yes, I have said so; I believe it is not my bed; I am pretty sure it is not my bed; the shovel I believe is mine, it is very much like it.

Prisoner Young. John Dennis said at the justice's, that he was there at the time the robbery was done; and then he said afterwards that it was done while he went to get a pint of beer for his supper.

Court to Dennis. Did you ever say that it was done while you went to get a pint of beer for supper?—I went to get a pint of beer over the way, and when I came back all the things were in the stable.

Q. Did you see him bring the things out before you went for the pint of beer or after?—I went for my beer before I see them bring them out, and when I was coming back I tumbled over the bed.

Court. You said just now that you saw the prisoner Young bring the bed out of the house, and you saw Bocock bring out a shovel and an iron hammer?—No, sir, I said, I saw them bring them on the wharf.

The prisoners Hawkins and Bocock each called one witness who gave them a good character.

Jessy Young, GUILTY. (Aged 21.)

Henry Bocock, GUILTY. (Aged 23.)

Of stealing the goods, but not of the burglary.

To go to Sea, or for Soldiers.

Ann Hawkins, Not GUILTY.

*Tried by the first Middlesex jury before
Mr. Justice HEATH.*

551. MARY BARKER, the wife of Joseph Barker, was indicted for stealing on the 17th of June, a silver watch, value 2l. 10s. two base metal watch keys,

value 1d. a glass seal set in metal, value 1d. the goods of Felix Mac Dennis, in his dwelling house.

(The witnesses examined separate.)

CATHARINE MAC DENNIS

sworn.

On the 17th of June, about three o'clock in the afternoon, Mary Barker came and knocked at my door, my room door, I have only two rooms.

Q. Is this house let out in lodgings?—Yes; we have the first floor, the house is let out in lodgings.

Q. Who do you rent your rooms of?—Mrs. Donaldson.

Q. Did Mrs. Donaldson live in the house?—No. After she had knocked at the door I came down, unlocked the door and left her in; I had left my child behind me, up stairs, on the second floor where I was at work, my child cried, I asked her to sit down; she sat down, and I went up to the child, I brought the child down, she was in the room then, she went away soon after.

Q. How long after?—I cannot rightly tell; not long: she was not gone long before I missed my husband's watch.

Q. When had you seen that watch before?—In the morning, at eight o'clock. It was hanging on a nail when she came into the room, I saw it when she came into the room, I saw it when I went down stairs to open the door for her. As soon as she was gone I missed it, and followed her immediately, she was sitting on a chair at her own door: I went to her at her own door, and called her in backward to her own room, and asked her if she took my husband's watch to frighten me? she said she had not.

Q. What were her words?—She said she had not, she would not do such a thing for the World; on that she came

to my room with me; and asked me to see if I had not mislaid it or something, and she desired me to go with her to a fortune teller, and she would give him half a crown herself if he would tell where the watch was; I went with her.

Q Where to?—I cannot tell. She brought me to some old man, I believe it was at Salt Petre Bank; he said he could not tell any thing, it was past sun set; we came home again; I went and told Mr. Whiteway of it, the runner, and he came down, and spoke to her about it, to see if she could find it; so she said she could not; and the next day she was brought before the justice.

Q Did you ever search her?—No, I never did. The watch has never been seen since.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

552. JOHN RICHARDS was indicted for stealing, on the 29th of July, a bank note, value 20l. marked No. 4,881, dated London, July 12, 1793; another bank note, value 30l. marked No. 2,899, dated London, July 16, 1793; another bank note, value 30l. marked No. 6,371, dated London, July 18, 1793; another bank note, value 50l. marked No. 8,423, dated London, March 22, 1793; another bank note, value 50l. marked No. 8,690, dated London, June 29, 1793; another bank note, value 20l. marked No. 7,278, dated London, July 18, 1793. The said bank notes, at the time of committing the felony being the property of Thomas Lewis, gentleman.

(The case opened by ———.)

THOMAS LEWIS *sworn.*

On the 29th of July I drew a draft on my bankers, Messrs. Child and Co. for 200l. and desired Mr. William Vizard, a confidential clerk, to go and receive that sum; I never received that sum of Mr. Vizard, but my banker has debited my account in that sum.

WILLIAM VIZARD *sworn.*

I am clerk to the prosecutor; I went with the draft, and received the six bank notes; another clerk in the office took a memorandum of the notes, and I examined the notes with the memorandum; (the memorandum read) after the memorandum had been taken I left the notes on my desk, I was there about a quarter of an hour after I returned from the bankers, when I went out and left the prisoner at the bar in the office, and another clerk, William Ward; the prisoner was a copying clerk; I returned again about five o'clock; I went away about half past three; when I came back I missed the notes; I went to enquire if my master had got them. I went that evening and saw the prisoner near twelve o'clock, between eleven and twelve o'clock, at his lodgings very much intoxicated, he was so much intoxicated I believe he hardly knew what he did; he had more than two hundred pounds about him, and he desired me to take the two hundred pounds and give him what belonged to him; he had changed one of them, and he had the twenty guineas in cash, and the rest in silver; the Bow-street officer took the notes. I attended before the magistrate the next morning.

CHRISTOPHER KENNEDY *sworn.*

I am the officer; I was present at the searching the prisoner, I found these notes on him, I took possession of them, and marked them, and they were put in Mr. Child, the banker's possession; I put my own seal on them.

C

(The

(The notes produced and read.)

Prisoner. My lord and gentleman of the jury, on the 29th of July last, after I had been at dinner I drank more than I do in common. It is very true I came about three o'clock to Mr. Lewis's chambers, and I saw these notes on Mr. Vizard's desk; I had occasion to go down stairs, I remember perfectly well it was a very warm day, and not knowing where to find the key of the chamber, in order to lock the door after me, I put these notes into my pocket for fear that any body should slip up in the interim; on which I went and had two or three glasses of brandy and water, and that threw up into my head, and this business was merely through intemperance, and not guilt. I went home finding myself intoxicated with liquor, thinking the next morning to have seen Mr. Lewis to have returned him this property. I had not any intention of going away, or otherwise other methods might have been pursued. I did not go to the office that afternoon as I was ashamed to face Mr. Lewis being so much in liquor. I believe this is the first offence that I have ever committed of the kind in my life time; I was never at the bar before. One favour I beg, is that as I have not the least doubt but Mr. Lewis has received letters from some people at Guildford, if they could be read it would be a particular indulgence; after that I submit myself to your lordship, and you gentlemen of the jury.

Lewis. He was in my service a month, and I have heard an extreme good character of him, a gentleman, Mr. Sibthorpe, called on me who has known him twenty years.

GUILTY. (Aged 44.)

Recommended by the Jury.

To be imprisoned six months in Newgate, and fined 1s.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

553. HANNAH MACARTHY was indicted for burglariously breaking and entering the dwelling house of Rebecca Judson, about the hour of twelve in the night, on the 16th of July, and burglariously stealing therein, a cotton bed gown, value 2s. a silk handkerchief, value 3s. a muslin cap, value 3s. a callimanco petticoat, value 2s. a stuff petticoat, value 3s. a tick pocket apron, value 3d. a ticken pocket value 2d. an iron key, value 1d. six halfpence and 10s. 6d. in monies numbered, the goods, chattles and monies of the said Rebecca Judson.

REBECCA JUDSON *sworn.*

I live in Aldgate parish, I follow my business in the street, I deal in fruit, and fish; I went to my bed about nine o'clock on the 16th of July, I saw this woman going by the door two or three times that afternoon, the Tuesday afternoon, I was robbed at night; I had no suspicion of any thing happening from the woman, between the hours of twelve and one I heard a great noise, I lay on the first floor, I heard it just by the bedside, and I got up and I asked who was there; nobody made me answer, and I went to get to the door, and I saw the shadow of a woman as well as I could see; I cried out murder! nobody came to my assistance, I went to bed again; I could not find the woman, she went down, she was going out of the door, and I saw just her apparition like, just the shadow of her, the door went right into the yard, where I slept, I live in Swan-alley. I went to bed again, and when I got up in the morning I found the staple of the door on the ground, and I missed all the things mentioned, a cotton gown, handkerchief, a callimanco petticoat, a stuff petticoat, a pocket, an iron key, and ten shillings and six-pence. I heard no more of it till the Sunday week following, I went up Salt Petre Bank, and knowing my bed gown on her back, I asked a woman in the street whether they could tell me where

where an officer lived; I went directly to an officer's house, and the officer came with me, his name is Fonseca, and I went up the Bank along with him, and took her in the Black Lyon, Salt Petre Bank, about one hundred yards from my house or better. When the gentleman took her she wanted to give me the bed gown, and the pocket apron; I asked her how she came by them? she told me if I would let her go she would find the rest for me; I told her I would not let her go; then Mr. Fonseca took custody of her, and brought her down to the watch-house; the pocket apron was tied before her.

Q. Was it dark when you went to bed?—It was.

Q. Did you fasten your door?—I locked the door.

Q. Nobody else lived in the house but you?—Nobody else.

Q. In the morning you found the staple of the door out?—Yes. The constable has got the things.

MOSES FONSECA *sworn*.

I am the constable, I have got the bed gown and pocket apron which were found on the woman; I took them off from her myself.

Prosecutor. This bed gown was in my house the night of the robbery, I took it off my back, it lay on a chair, I missed it in the morning; the apron is mine, I know it by the marks that is in it, it is my own making; the pocket apron laid on a chair with the money in it; there was five shillings and three-pence in it, five shillings in silver, and three-pence in halfpence.

Prisoner. The way I came by that pocket apron and bed gown, is this, I was coming home looking after my husband, as far as Holborn, there was a drunken man met me, and he had this apron and bed gown, and he made me stop

with him in the street, and gave them to me, he told me they were his wife's things, and that he was going away from her. They took five duplicates out of my pocket, and four shillings and six-pence in money.

Court to Prosecutor. Do you know whether she is an unfortunate woman?—She is, I have heard so, she had no money about her.

Fonseca. I took nothing but the duplicates, and a key from her.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice GROSE*

554. VALENTINE HARRISON was indicted for feloniously making an assault on Elizabeth Jones in the dwelling house of Harrison Phillip Hindle, Esquire, on the 20th of August, and putting her in fear, and feloniously taking from her person and against her will, a tin Box, value 1d. two guineas and a half and 1s. 6d. in monies numbered, the goods and monies of the said Elizabeth Jones.

The case opened by ———

ELIZABETH JONES *sworn*.

Q. Did you ever see the prisoner?—I see him on Thursday the 20th of August; about half after three he came and knocked at the door, I being alone in the house went up and asked him what he wanted; I am sure the prisoner is the man, the prisoner came into the house and asked me if I did not know him, I said no, says he, don't you know your uncle, he then said he wanted some money, I said I had nothing but a few halfpence, he said that would not do, he took and put my apron up to my mouth, I screamed out, he said if I cried out any more he would cut my throat; he

he then put his hand into my pocket and took out a tin box, it contained two guineas and a half, and eighteen-pence, he took the two guineas and half out of the box, and left the eighteen-pence, and threw it down on the floor and said I might take it and be damned, and went away; he was with me about ten minutes.

Q. How soon afterwards did you see the prisoner?—In ten minutes. As soon as he was gone I went and looked out of the parlour window, and I did not see any body, and I went to the door and I saw a little girl, and I asked her if she saw the prisoner? she said she had, and while I was at the door speaking to this little girl, I saw the prisoner come out of the door of another house, Mr. Osborne's; I was standing at this time at my own door about a hundred yards from Mrs. Osborne's door.

ELIZABETH WILKINSON *sworn.*

Q. How old are you?—I am thirteen.

Q. Do you know what will become of you after you are dead, if you should take a false oath now?—I shall never go to God Almighty.

Q. Be sure you say what is true, and nothing but the truth?—Yes, I will.

Q. Did you ever see the prisoner?—No, never before he came to Brompton-row, I saw him then, on Wednesday the 20th of August.

Q. Why do you think it was on a Wednesday? Was it at the same time that he went to Elizabeth Jones?—It was. I am very sure I saw that man come out of Mr. Hinshies house, and he went to No. 15, to Mrs. Osborne's.

MARY ANN TIMMS *sworn.*

I saw the prisoner on the 20th of August, a little before four, at Mrs. Osborne's; he knocked at the door, and asked me if my mistress was at home? I said, no, but if he had any message I would deliver it; he said he had no message to deliver to my mistress, but

he had made her a present of many pheasants and partridges; I was to give him his compliments, and his name was Mr. Harrison.

Q. Did he ask about your master?—He did; I told him he had been dead about ten years.

Court to Jones. Did he take the tin box?—No, he threw it down on the floor.

A CONSTABLE *sworn.*

I apprehended the prisoner; and in a purse, in his pocket, I found a shilling in one pocket, and in another pocket I found four-pence halfpenny; that is all. I found him at the Adam and Eve public house, Petty France, drinking.

Prisoner. I am innocent of the charge that is laid against me; I have no friends here; I have two brothers, but they are both in America.

GUILTY. Death. (Aged 60.)

Tried by the first Middlesex Jury before Mr. Justice HEATH.

555. HANNAH SHEILDS was indicted for stealing, on the 24th of August, two brass candlesticks, value 5s. a feather bed, value 4l. a feather bolster, value 10s. two feather pillows, value 5s. a linnen table cloth, value 5s. two mahogany pot stands, value 1s. five linen sheets, value 10s. a copper stew pan, value 5s. a copper coffee pot, value 6d. thirteen table knives, value 3s. eleven table forks, value 2s. two damask bed curtains, value 5s. two stuff window curtains, value 5s. seven linen towels, value 3s. the goods of Peter Square, in his dwelling house.

PETER SQUARE *sworn.*

I live in George's-court, York-buildings, St. Martin's in the fields. On the 24th

24th of last month I received an anonymous letter, about three o'clock; I went with that anonymous letter to Bow-street immediately, I gave it to justice Bond; he directed me to get a constable, and to search the place pointed out in that letter. The prisoner was a servant in my own house at the time, I never suspected her; there was a constable sent along with me, and when we came to the room, we went to No. 3, in Lumley-court, in the Strand, and the room that we were directed to was locked, on which the landlord or landlady, rather directed us to go to the corner of Southampton-street to the woman that owned the room, where we should find the person that occupied the room; on which the constable, William Hyde, went, he went in custody with the beadle of the parish, and there they found the woman; I waited at the room-door as I was directed to; they brought the woman to me to the room door, on which I knew the woman by her appearance, I knew her to have been in my own house frequently; she opened the room door; and there I found a considerable deal of my own property, which is in the indictment; they are here; the prisoner was then in my house.

Mr. Knowlys. The prisoner had lived with you on and off two or three times?—She had lived with me from the 12th of April, to about the 12th of August; she had a good character with me, and I had no suspicion.

WILLIAM HYDE. *sworn.*

I am a constable; I was applied to the 24th of August, by Mr. Square and Mr. Baythorne the beables, to apprehend Mrs. Hardy that keeps a room where these goods were found; I apprehended her at the corner of the street where this gentleman tells you, and then I took her home to her own lodgings, and there Mr. Square owned the prop-

erty which we have in Court; I seized it, and I have had it in my possession ever since.

Court to Prosecutor. Have you any body to bring it home to the prisoner?—No.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

556. **THOMAS GLOVER** was indicted for stealing, on the 13th of July, eleven silver tea spoons, value 13s. two silver tea strainers, value 5s. a pair of silver sugar tongs, value 6s. a silver salt, value 3s. a silver cream jug, value 18s. the goods of Francis Snell, in his dwelling house.

FRANCIS SNELL *sworn.*

I live in Tottenham-court-road, leading to Hampstead; I live in a house of my own; the prisoner at the bar he was not a servant, nor did I ever employ him. On the 13th of July last I heard my maid halloo out, O Lord! we are robbed, we are robbed; stop thief! stop that man, I immediately ran out into the road, and I saw the prisoner running according to the description given, and I hallooed out, stop thief; stop that man with the blue coat! He was stopped with the property on him; it was the prisoner, I was present when he was searched; I have the property myself here; I locked them up in my own bureau.

Q. When did you see them the last time before they were stole?—I cannot recollect; they were kept in my china closet, in the front parlour; we seldom use them unless we have company; we have common things besides; the key was in the china closet; the cream jug has a cypher three letters, F. R. S. I had the things weighed the day

day they were taken from him, they came to three pounds two shillings, at five shillings per ounce.

DIANA BLACKBURN *sworn.*

I am a servant to the prosecutor; I was sweeping the kitchen stairs down, my mistress sent me up for a little brandy, because my young mistress was not well; just as I was going in I met this man, the prisoner was coming out of the parlour door, I asked him what he wanted? I was a stranger to him, I never saw him before; he made no answer, he walked out of the passage, and out by the stones; and I cried out stop thief! not knowing the man had taken any thing; after he had turned and shut the gate after him, he ran away.

Prisoner. I was walking, and I heard the alarm of stop thief! and I saw two men running along, and I saw two men chuck these silver spoons and the things into a passage, and I immediately took them up, and thought proper to alarm the people that were the owners of them, but was prevented; I was attacked by two or three people, and they told me that I was the person that stole them.

GUILTY. Death. (Aged 25.)

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

557. **JOHN GABRIEL** was indicted for stealing, on the 10th of August, two silver candlesticks, value 5l. the goods of William Burch, Esq. in his dwelling house.

JOHN OAKLY *sworn.*

I am a servant to Mr. Taylor; I saw the prisoner, John Gabriel, come out of

Mr. Burch's area, with the candlesticks under his coat on the 10th of August, I saw the bottom of one candlestick under his coat, I was in Chesterfield-street, May Fair, it was at one o'clock at noon, I and another pursued after him, and we saw him go into Hyde Park, as soon as ever he saw me he run, the other person was a shoe-maker, Jonathan Oakes, we pursued him into the Green Park, in Hyde Park, and he had his hands behind him with the candlesticks, and then after that we see his hands before him at liberty, and then we followed him, and took him, and returned, and found the candlesticks in the grass, I brought them and delivered them into the hands of Mr. Burch, an officer in the Army.

WILLIAM BURCH *sworn.*

I live in Chesterfield-street, May Fair, in St. George's parish, Hanover-square; I can prove the property.

JONATHAN OAKES *sworn.*

I am a shoe-maker; I was with Oakley when the alarm was given; a boy and Mr. Burch's servant maid came up and asked me if we had seen such a person go past I pursued the prisoner at the bar, I pursued him till we came to Hyde Park, there we saw him run across the Park into Piccadilly; when we got into Piccadilly I lost him, and I asked a gentleman's coachman whether he had seen him? he told me he had gone into the Green Park; I went in, and there I saw him just turned the corner, and trying to get over the wall, and I pursued him further, and he was stopped by another witness here in court; he did not get over the wall; he ran, and I ran after him, and there was an officer of the guards that stopped him, he drew his sword on him, and when I came up I laid hold of his collar, and took him to a magistrate;

I saw him with something concealed under his coat, but I cannot tell what.

Q. Did you find any thing?—No.

Q. Did you go back?—I did not. Oakley went back, I took the prisoner to the magistrate.

Prisoner. Ask the lad whether he can swear that I had the candlesticks under my coat.

Oakley. I saw the bottom of one of the candlesticks under his coat, coming up the steps.

ANN SEARLE *sworn.*

I was at my own lodge in the Green Park, opposite Claridges-street, and the officer on guard took these candlesticks out of this young man's hand, and desired that I would take charge of them; I kept them from Saturday one o'clock till Monday, when I delivered them into Mr. Burch's charge, they were carried to Marlborough-street; I gave them up there, these are the same candlesticks.

Court to Mr. Burch. Do you know any thing respecting the taking of this property?—I can speak nothing of my own knowledge, only what my servant came up and told me; her name is Ann Bailey, she is not here.

Q. When had you seen the property last?—I cannot exactly say; Thomas Baynes my butler can.

THOMAS BAYNES *sworn.*

I live with Mr. Burch, I am his butler, I know that these candlesticks were missing about five minutes after I left my master's house on the 10th of August, they were in my charge; I left the candlesticks in my own room about five minutes before I left the house, but I did not return till a quarter of an hour, and in that time they were gone.

Q. Did you see the prisoner at the bar at all about the house?—I cannot say that I did. (Deposes to the candlesticks.) I know them by the number to be my master's property.

Q. Was there any search made on the candlesticks being missing?—Yes, search was made directly; this Oakley met the man.

Q. Was there immediately a hue and cry made?—Yes, there was immediately.

Q. Do you know Oakley?—Yes, he was a country boy, and had the liberty of keeping at our house at the time, after the theft was discovered the house-keeper desired him to run after the property, I did not hear of it the first, because I was gone from the house at the time.

Court to Oakley. You was at Mr. Burch's at the time?—Yes.

Q. You heard the candlesticks was missing?—Yes.

Q. How came you to know it?—The house-keeper informed me, and she desired me to go after the man that had got the candlesticks.

Q. Had you seen the prisoner about the house?—I met him on the iron steps, as I was going down the iron steps he was coming up; as soon as I went down the house-keeper desired me to follow him, and I did, but I never saw him again till I saw him in Hyde Park, there I saw him.

Q. How far is that from your master's house?—I cannot say.

JOHN JACQUES *sworn.*

I work for Mr. Branham the patent locksmith, in Piccadilly, I went to my dinner at one o'clock, and was going through the Park, and I saw the prisoner attempting to get out of the gate, and I shut the gate and stopped him there, but he was too strong for me, and I was obliged to let him go till other assistance came, and I called out stop thief! and an officer drew his sword and stopped him.

Prisoner. Ask Mr. Burch's servant if he can swear to the property which I had under my coat.

Oakley. I saw the bottom of one candlestick.

Prisoner.

Prisoner. Ask him if he can swear that he found any property on me.

Court. He says that first of all your hands were behind you, and afterwards he saw them before you and at liberty, and you was taken and he found the candlesticks.

Prisoner. Which way did he find the candlesticks.

Oakley. I found the candlesticks at the corner of an hedge, among some nettles in the Green Park.

Court. Was that in the way from Mr. Burch's house to where the prisoner was taken?—It was.

Jury. Did you observe the candlesticks under the prisoner's coat at the time he came up the steps?—I did.

Prisoner. Be so good to enquire whether he had not some intelligence that the candlesticks was hid in the Park or not?—No, I had not.

Q. Ask him whether he saw me hide them?

Court. He has never said that he saw you hide them.

Prisoner. Because there was a man at the time I was taken, he came up and he said he knew where the candlesticks were, and he took that lad that stands at the bar there, and shewed him where the candlesticks were. I am a gentleman's servant out of place, I had been out of place about three months; I was going down to Mr. Tatterfall's, in Grosvenor-place, to see if I could get any work, and as I was going across the Park they pursued me, and charged me with the robbery.

GUILTY. Death. (Aged 25.)

Tried by the first Middlesex Jury before Mr. Justice GROSE.

made of silk and cotton, value 1d. and seven guineas, the goods and monies of William Brandon, privately from his person.

WILLIAM BRANDON sworn.

I was a grocer; I live in Witham Common, in Lincolnshire, I came from there, I live now in Moore-street, the prisoner at the bar robbed me of seven guineas; I met with her in Broad-street, St. Giles's, it was eleven o'clock at night.

Q. Had you been drinking any where?—No, I was perfectly sober.

Q. Are you a married man or an unmarried man?—Unmarried. She accosted me, and proposed me to go with her to her lodgings in Dyott-street.

Q. Had you been drinking?—No.

Q. Quite sober?—Quite. When I came to her lodgings I had eight guineas in gold in my pocket, in a silk and cotton purse; I changed one and lost the seven, the silver I put loose in my pocket, I lost my purse likewise.

Q. Do you know when you lost it?—I do not.

Q. Did not you drop it on the bed?—I am certain I did not, because I examined the bed, I put it into my pocket the last thing, and buttoned my pocket up in her sight.

Q. You was on the bed with her I suppose?—Yes.

Q. Will you swear positively that you did not drop it on the bed?—Yes, I will, because I buttoned my pocket up before I went to the bed to her.

Q. Did you ever see your money again?—No, I dropped one guinea and picked it up, and put it in my purse, and put it in my pocket.

Q. How soon afterwards did you miss it?—Instantly she run out of the chamber, and that gave me a suspicion. I felt and

558. SARAH HAMMETT or otherwise Hemmett was indicted for stealing, on the 7th of August, a purse

and my money was gone.

Q. Did not you feel any thing? did not you feel any money go from you?—No.

Prisoner. He said I was from him ten minutes before he missed his money?—I never said such a thing; I missed it immediately as she ran down stairs.

CHRISTOPHER SANDERS *sworn.*

I was employed at this time at the public office, Marlborough-street; a few lines was left by the prosecutor giving a description of the woman, and I went from that and apprehended the woman, and took her to Marlborough-street, and searched her, and found this purse, and three guineas and a half in it on her; I have kept it ever since.

Prosecutor. The purse is not the same as I lost.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Justice HEATH.

559. **JOHN HITCHCOCK** was indicted for stealing, on the 13th of August, a penknife, value 1s. 6d. a pound weight of bacon, value 8d. a pound weight of pudding, value 3d. and half a pint of geneva, value 4d. the goods of James Cox.

JAMES COX *sworn.*

The prisoner broke first into a pig sty twice; he broke the boards down first, I found it so; and he owned it himself.

Q. Did you make any promise to him to induce him to confess?—No, he confessed himself.

Q. Did not you tell him it would be better for him?—I did not tell him no such thing.

Q. Where is it you live?—At Pinner.

Q. Was the prisoner a servant of yours?—No..

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Q. Where did he live?—He lived at Pinner.

Q. What did you lose?—I lost a bit of bacon, and a penknife, out of the tea chest, and the value of half a pint of gin, and a bit of pudding. The tea chest stood on the dresser, the gin was in a bottle that stood on the dresser; I lost them the 13th of August, between ten and eleven, as near as I can guess, in the day; I went out to work between five and six, I saw them there then; I believe he took them between ten and eleven, because of a little girl who lived at the next door, and I asked her.

Q. How do you know that he took them?—Because he owned it, and I found the things on him in about an hour or a couple of hours, on the same day; I found on him the bacon and the knife.

Q. Did any body in your hearing tell him to confess?—Says I, John Hitchcock, you have broke into the house, and have got the bacon, I know I have, says he, I have got it in my pocket, and he pulled it out immediately; and I asked him, says I, you have got the penknife out of the chest; I know I have, says he, but he did not deliver me that then; I saw him then about two hours after I was robbed; I saw the officer search him, and he found the knife on him; he had delivered the bacon before.

Q. What is he?—He is a carpenter.

Mr. Knapp. This man is only a half witted man I believe?—I do not know any thing about that.

Q. When you spoke to him about the bacon, he had not wit enough to deny it, so he pulled it out and said, here it is. He might have taken your clothes of more value?—He might have taken other things.

Q. He has been in Gaol a month for this already I believe?—He has, a month to day.

SIMON — *sworn.*

I am an headborough; I took a pen-knife

knife from the prisoner; I have got it here.

Prosecutor. I know it is mine by a crumb off the point of it.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

560. WILLIAM GREEN was indicted for stealing, on the 13th of July, a canvas bag, value 1d. and an hundred and thirty-four halfpence; the goods and monies of James Morris.

JAMES MORRIS *sworn.*

I am a farmer and costermonger; I live at Harlow. As I was standing in Covent-garden-market the 13th of July, near six in the morning, I felt something against my pocket, I put my hand back, and I caught hold of the prisoner's flannel waistcoat, and he dropped the halfpence down on the ground; he says directly, your halfpence has dropped from your pocket; says I, no, you have took them out.

GUILTY. (Aged 17.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

561. GEORGE WIGHTMAN and GEORGE MACKAY were indicted for stealing, on the 11th of July, a silk handkerchief, value 6d. the goods of Granville Sharp, Esq.

GRANVILLE SHARP *sworn.*

On the 11th of July, about ten o'clock in the morning, I was going down Chancery-lane, and I was looking in my

pocket book for a memorandum, I heard a little noise on the other side of the way, I looked and I saw a constable on the opposite way had hold of a man, and he held up a handkerchief, and said, sir, is this your handkerchief? it was mine; I looked and saw my name, it was a silk one; the constable has it; I have the fellow of it in my pocket; I believe the tallest one, George Wightman, is the man the constable had hold of; I believe I saw the other there, there was one of the same size.

————— *sworn.*

I am a constable; I was in Chancery-lane that morning about ten o'clock, I and my brother officer observed the prisoners standing at the corner of Chancery-lane, in Fleet-street, I observed Mackay to turn the corner into Chancery-lane very sharp, I says to my brother officer, it is my belief that chap is at somebody's pocket; I followed him, and I saw in Fetter-lane the prisoner Wightman close to Mr. Sharp, and I watched them, and Mr. Sharp then crossed the way, and Wightman and Mackay both crossed the way together.

Q. Did you observe them talking together?— I don't know that I did; they were close together; I then observed Mackay close to Mr. Sharp; I then lost sight of them, because of a coach passing, directly as the coach passed, Wightman ran across the way, and I saw him with the handkerchief in his hand, the other got into the middle of the highway; Wightman he ran as hard as ever he could; I ran after Wightman, and as I ran I past Mackay; Mackay he saw me, he halloos out *brush*; I immediately ran after the prisoner Wightman; I overtook him about half up Chancery-lane; he threw the handkerchief from him, and it very near went down an area; but I just caught it; I have kept it ever since; when I had him by the collar I crossed over

over the way, and asked Mr. Sharp if he had lost an handkerchief? he said at first he did not know he had, and then he put his hand into his pocket, and he missed it, he said if it was his there was G. S. on it; there was G. S. on it; and I have kept it ever since.

Prisoner Wightman. I would be very much obliged to you if you would send me for a soldier or a sailor.

JANES VAUGHAN *sworn.*

I saw the handkerchief taken; it was shewn to Mr. Sharp; I stopped Mackay.

Prisoner Wightman. As I was going up Chancery-lane I saw this handkerchief lay, and I picked it up, and this gentleman came up and laid hold of me.

Prisoner Mackay. I had been to my mother's, and was coming up Chancery-lane, and that gentleman caught hold of me, and charged me with the theft, and brought me over to this young lad; I never saw him with my eyes, never.

George Wightman GUILTY. (Aged 18.)

George Mackay GUILTY. (Aged 14.)

Sent to Sea.

Tried by the London Jury before

Mr. RECORDER.

562. **FRANCIS CONNOLLY** was indicted for stealing, on the 14th of August, a watch with an inside case made of gold, and an outside case made of base metal, value 1l. 10s. the goods of Lettice Shelton, spinster.

MARSHALL SPINK *sworn.*

I am a pawnbroker, in Gracechurch-street; I produce a watch which the prisoner at the bar brought on Wednesday August the 14th, between twelve and one o'clock at noon; I had never seen the prisoner before; I am sure he is the man; he was with me a quarter of an hour; when

he brought me the watch I asked him what he wanted to do with it? he said, to sell it; I then asked him what he asked for it? he said, five pounds; I asked him whose property it was? he said it was his own; I then enquired where he got it; he said that his uncle gave it him, or left it him, I don't know which; but that he was going abroad and should have no use for it, and therefore he would sell it; I told him I did not believe it was his own property, and should stop it and him; I called a constable and charged him with him, and took him before the Lord Mayor; he persisted in the same story; I have the watch here; it is a watch inside case gold and outside case base metal; I was at Windsor the week before, and I went into the watch maker's house that had the watch to repair.

Q. Did you make observation enough of the watch to know it again?—I did, immediately as I saw it I said it was the watch I saw before at Windsor.

Q. How came you to see it at Windsor?—I went in to ask the widow how she did, and as the watch was hanging I took the watch out of the window, and opened it and looked at it, it was at a person's whose name is Wynn, she is here; this was the week before.

Q. What is there remarkable about this watch that you knew it again?—I knew it by the outside case, and I knew the maker's name.

HANNAH WYNN *sworn.*

I am a widow; I keep a shop at Windsor; I am a watch maker. This watch was in my shop, I saw it on Friday the day that it was lost out of the shop, I believe between the hours of eleven and twelve the Friday before that Wednesday.

Q. Do you know whether the prisoner was seen in your shop?—I did not see him, I was up stairs; I know the maker's name of the watch, James Allen; I had it for to repair it between a fortnight and three

three weeks in the shop; I am certain it is the watch because I took it out of the window every night.

SARAH SMALLMAN *sworn.*

I am servant to Mrs. Wynn, I saw the prisoner in the shop on Friday the day that the watch was missing, between eleven and twelve; he came in and asked if we had any such thing as a second hand seal, my mistress was up stairs, and I told him I would go and ask if she had any such thing; and I left him in the shop; I am sure that is the same man, I never saw him before he was in our shop; I was not gone above a minute and I came down, and told him we had no such thing, and then he went out of the shop; my mistress came down about a quarter of an hour afterwards and missed the watch; the watch hung up at the window.

Q. Was the prisoner while he was in the room near that window?—I did not see him.

Prisoner. I was in the ranks when she had the regiment over hauled, and they took hold of another man.—I went to look him out, but they laughed and made such jeer that I could not pick him out; I should have known him if he had been out by himself; I knew him immediately before the Lord Mayor.

Court to Mrs. Wynn. It is said to be the property of Letitia Shelton, how came it at your house?—It was delivered into my hands to be repaired; it was out of repair; it was in the window in the course of the day.

FRANCIS BAILEY *sworn.*

I am the constable. On the 14th of August I was called to take possession of the prisoner in Gracechurch-street, there was a mob with him, it was at Mr. Spink's door, and Mr. Spink had the watch in his custody. (The watch produced.)

LETITIA SHELTON *sworn.*

I have had the watch about six years; I have no doubt about it being mine; I

left it at Mrs. Wynn's the 15th of July.

The prisoner called his serjeant and three of his comrades who gave him a good character.

GUILTY. (Aged 20.)

Fined 1s. and to be taken back to his regiment.

Tried by the London Jury before

Mr. RECORDER.

563. JOHN MEARS was indicted for stealing seven iron pigs, value 2l. 3s. two pieces of pig iron, weight 187 pounds, value 3s. the goods and merchandise of Richard Crawshaw, William Crawshaw, and William Thompson, in a barge called the Joseph, belonging to Robert Fletcher, in the navigable river of the Thames.

ELIZABETH PHELPS *sworn.*

My husband is a stone mason, but we look after the market boats that come to Paul's Wharf; I was at the water side when the young man, the prisoner, came down to move his boat, he went down about nine or ten o'clock at night to move his boat out of the causeway, he said he was going to stow it into Mr. Crawshaw's Dock, because the market boats were coming in, and that he would make it fast there for safety, this was on Thursday evening the first of August.

Q. Have you any thing more to say about it?—No.

Prisoner. When I went down to my boat I found the iron in her at this time.

Court to Phelps. Did you observe any thing in it?—I did not, I cannot say either one way or the other.

WILLIAM MASON *sworn.*

I am a barge master; on the 1st of August my barge lay at the Hamborough Wharf, her head tied to Mr. Crawshaw's craft, between

between the hours of ten and eleven I saw a person come along side of one of the crafts, I thought there must be somebody coming to steal things out of my barge, so with that I laid down in a small boat to watch, hearing and seeing a man move about, I heard the iron at work, first the upper side, and then the lower side of the craft, after that Robert Williams, he saw a young man coming over the water to the craft, and he hallooed, and he loosened his boat to get nearer along side of the craft where the iron was, and then the man shoved his boat off, and rowed over the water? I said to him if you had stopped a little longer I should have catched him. The prisoner went off with the bars, and Robert Williams called to Thomas Ball to help him come and row the boat after this man, and they went after him, and in about a quarter of an hour they came back, they took him, I saw him brought back to Paul's Wharf, the prisoner is the man that was brought back, but I cannot swear to the man that went off with the barge.

Q. When the man was brought back was he in a boat then?—Yes.

Q. Was any iron brought back?—Yes, seven pigs and two bits.

Q. Was the prisoner in the same craft as the iron was?—I cannot say.

Q. Did you see the iron that night?—I did.

Q. Do you know whether he was brought on shore on the same skiff as the iron was?—I will not say.

Q. Do you happen to know the prisoner?—Yes, very well.

Prisoner. Yes, I have done work for him, ask him whether he can give me a good character?—Yes, he was a sculler when he worked for me.

ROBERT WILLIAMS *sworn*.

I am a lighterman. Thursday the 1st day of August my business called me to

take two craft over the water at eleven o'clock at night, I had got them over the water, and was driving down with them, and I heard a noise of iron grappling. I had two crafts and a boat with me at the same time, I was the width of the pile from the stairs of Mr. Crawshaw's Dock, about ten yards, which I supposed somebody was moving it in the craft of Mr. Crawshaw's Wharf; I called out to one Bensley who happened to be the constable of the night; Bensley is here, I thought he might very possibly have stepped in the craft half a minute or two, I heard a boat row away from the craft, and heard Mr. Mason say something to the man but could not tell what distinctly.

Q. How many people were in that boat that rowed away from the craft?—I did not perceive only one; I dropped my barge down, I asked another, and we followed the man that went off with the boat, and overtook him some little distance from London Bridge.

Q. Did you lose sight of the boat or man in the course of this business?—Yes, I lost sight of the boat, we rowed along side of him, and in bringing him back he wished that we would let him go on shore, and let him throw the iron overboard.

Q. Who was that man you rowed along side of?—The prisoner at the bar. He said we might dispose of his boat as we thought proper; we brought him up to Paul's Wharf stairs, we left the iron in charge of Mr. Crawshaw's watchman.

Q. What quantity of iron did you find in the boat?—Seven iron pigs and two pieces.

Q. Did you make observation enough of that iron to swear it is the same if you was to see it in court?—No, I did not, the prisoner was given in charge of the constable of the night with the iron.

Prisoner.

Prisoner. He never knew any harm of me?—I have heard several times of his doing very bad things.

THOMAS BALL *sworn.*

I am a bargeman; between the hours of ten and eleven Thomas Williams called out to me, desired me to step into the skiff, and row after somebody, I did not know who, we got with the prisoner just after we past London Bridge, and took him, and brought him back to Paul's Wharf, and found seven pigs of iron in his boat, and two pieces, he begged and prayed of us to set him on shore, and throw the iron overboard, and to do what we would with the boat.

Q. What was done with the iron?—It was left on the top of the Causeway with the watchman, Cornelius Crawley.

Q. Should you know the iron again was you to see it?—Upon my word I should not. As we were rowing he put his hands to his face, and cried and said, now I am done if you will not let me go.

Prisoner. I have worked for him, he never knew any harm of me?—I have employed him several times but as to his character he bears but a very middling one.

Court to Ball. Was this craft a float or were they in dock?—They were a float in the dock.

JOHN PELHAM *sworn.*

I am clerk to Messrs. Crawshaw, son, and Thompson, the firm is Richard Crawshaw, William Crawshaw, and William Thompson.

Q. Do you know any thing that happened at that time yourself, or do you only speak to the property?—I was called up about a quarter past eleven, and heard that they had taken this Mears, with some iron, and I told them to take him to the

watch-house; I was not out of my room. I lifted up the sash, I was three parts undressed, going to bed, I did not see him at all, it was very dark, I saw the iron in the morning, soon after six o'clock.

Q. Did you observe whether any iron was missing?—It was impossible to know out of about forty ton, I ordered our porter to take them into the warehouse and have them weighed, the pig iron found corresponded with the iron that was in the Joseph barge that very night.

Q. Where was this iron?—It was left with the watchman, on the public stairs, down on the Causeway. I examined the iron and found the mark, Donnington, on five whole pigs, and one piece and found the mark Ketley on two whole pigs, and one piece. The Joseph barge is the property of Robert Fletcher, at Queenhithe; this Robert Williams works for him on it; before I went to bed that night I had been out on the stair head to call the watchman, to see if any fresh craft had come in, and called out watchman three times, he did not hear, and then I went into the counting house, and knocked with my stick very hard, and he came out rubbing his eyes, and I went in, as soon as I got in almost, I heard this man was brought back; this Joseph barge lay in the second tier.

Court to Williams. Did either of you examine what was written on the barge over night?—I did not. I observed the mark of Donnington and Ketley on it.

Q. Did you see that Donnington and Ketley on it the over night?—The same night or the next morning, I saw it when I brought it back.

Court to Hall. Did you make the same observation?—I did not.

Prisoner. When I went to the water side to take my boat away I found the iron in my boat, and if they had let me alone I should have come down and told them so. I know no more about the iron coming into the

the boat than the greatest stranger in the world; when they came to me I only asked them to put me on shore; says I, you know where to find me.

CATHERINE CRAWLEY *sworn.*

My Husband is a cordwainer, the prisoner lodged with me a year wanting one week, he paid me honest; I have known him going on of three years, I never knew any harm of him.

Court to Pelham. What is the worth of this iron?—There is seven hundred weight a quarter and twenty one pounds it is worth eight shillings a hundred. I put 2l. 10s. at Guildhall, I have exceedingly undervalued it.

GUILTY,

Of stealing to the value of 39s. (Aged 29.)

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER.*

564. **ALICE HOLT** was indicted for stealing, on the 31st of August, a tin nutmeg grater, value 1d. six guineas and two half guineas, the goods and monies of David Mahony, in the dwelling house of David Selway.

ELEANOR MAHONY *sworn.*

I am the wife of David Mahony; the prisoner went out and bought a parcel of toys at Bartholomew fair.

Q. Do you know the prisoner at the bar?—I do, she is my landlady's daughter, I lodge with her mother; her name is Mary Holt. The prisoner came home from the fair with a great parcel of toys, which I have in my hand here, the 5th of September, and coming home from the fair she came into landlord's house who is here; and she came down into the cellar, and she brought a great big doll down

into the kitchen, that I suppose cost a shilling; she brought all these things in, and put them on the table; with that I went up stairs, and I saw all these lay on the table and I suspected her in a minute, that she had taken the money.

Q. What money?—My money.

Q. Had you lost any money?—Yes.

Q. How much?—Seven guineas.

Q. When?—I did not see it since the 25th of last month, they were in a box under the prisoner's mother's bed, and the key was by my side; I put them in the box in a nutmeg-grater.

Q. When did you miss them?—The very first day of this month I was at this box.

Q. On your missing them what did you do?—I cried and roared when I missed it out of the box, and I suspected nobody but the mother; I suspected the mother all along till I saw the prisoner come home from the fair; and when I see these things on the table, I said she took the money; she said I told a lie, she did not take it, so with that I called the watchman, and I gave her up in charge to the watch, and he took her to the watch-house that night, and she owned it there before me, that she had taken the money.

Q. Was you present?—I was.

Q. What was the person's name she owned it to?—Rumley.

Q. How old is the prisoner?—Turned of ten.

WILLIAM SELWAY *sworn.*

I keep the house where this robbery is supposed to be committed, it is a publick lodging house, the mother of the prisoner at the bar rents an apartment of me, and the prosecutor is a kind of a lodger of her's. On Sunday week last there was a rumour that the prosecutor had lost seven guineas out of a box that was locked; I would wish to remark that at the same time there was another box of the prosecutor's,

cutor's, on the premises which stood open always unlocked, in which was contained a number of articles of wearing apparel, besides a watch, every article of which was safe, not the least thing missing. Accordingly there was nobody could give an account how this money went, or when it went, nobody could be suspected, but the mother of the prisoner at the bar, because she had a key that opened the box; nothing more transpired than on the Thursday following I was standing at my door, and the child, the prisoner at the bar, came home from Bartholomew fair, she had got a parcel of toys in her pinbefore, she told me what she had got, I desired her to let me look at them, I said there was a great many more than she could come by as she ought; I immediately took her in doors, and began to take her to task, how she came by these toys, she first told me that she got them by a whirlingig thing; while I was interrogating her about the toys the prosecutrix came up into my apartment, she cries directly that these toys were purchased with her money.

Court. And you told the child she had better tell the whole?—Certainly. Then the prosecutrix seemed dissatisfied and she insisted on the prisoner being charged with the watch. And I must say that where promises failed there were threats used to get her to confess.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

565. JOHN CROW was indicted for feloniously stealing, on the 5th of July, a man's cloth jacket, value 2s. the goods of James Till; a hemp halter, value 4d. 14 pounds of clover and rye grass, value 1s. 6d. the goods of Richard Rock.

JAMES TILL *sworn.*

Q. Did you lose a halter and a man's cloth Jacket?—Yes.

Q. What are you?—I am a carman.

Q. Was the prisoner your fellow servant?—No.

Q. Did you know him before you lost this?—No, I never see him before to my knowledge. I was going up Oxford-road and I lost the cloth jacket and half a truss of hay, and the hempen halter, it was taken off the carriage. I driving the horses of the cart along, a gentleman of the opposite side of me, called to me and said, farmer, you are robbed; I turned myself round and saw the prisoner with the things on him; I apprehended him and he acknowledged himself in a fault.

RICHARD ROCK *sworn.*

I am the owner of the carriage; I did not see the robbery.

Till. I found the clover on him and he dropped the jacket just before I came to him.

Q. How do you know it was the same?—I saw this man running away from the carriage with a halter; I brought the jacket back, I can swear to it, he dropped it just before I came to him; I did not pick up the halter, I left that in the yard.

Prisoner. I know nothing about the jacket, I picked up a bit of clover which I saw laying in the street, I picked it up in the middle of the highway road; he knocked me down with his whip, and I got up and returned the blow, and he knocked me down again and offered to fight me for robbing the carriage of the clover.

GUILTY. (Aged 21.)

Imprisoned six months in the house of Correction and fined 1s.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

The Second Part will be published in a few days.

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 11th of *September*, 1793, and the following Days;

Being the SEVENTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

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THE WHOLE
PROCEEDINGS
ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

566. JOSEPH OSLAND was indicted for stealing, on the first of August, a cloth great coat, value 12s. the goods of Richard Parish.

RICHARD PARISH *sworn.*

I was going up St. John's-street five weeks to-morrow, Thursday, I lost a great coat, I was turning into Woodbridge-street, going under the gateway, I went up the gateway, and as soon as I was up the gateway I missed the great coat, and I looked about and I saw this young fellow running away with it; it was on the tail of the waggon, it was an open waggon, there was nothing in it but a bit of hay besides that, it was at eleven o'clock in the morning, I stepped round the corner and hallooed out stop thief! and this good man took hold of him that is here in court, his name is Honiborne; he and I found the coat on him. (The coat produced and deposed to.)

Prisoner. Did you see me take that coat?
— No, I see you running with the coat.

Court. How far was he from the waggon when you first saw him?— About half an hundred yards or it may be an hundred.

Q. Was there any body else between you and him that could have taken it and dropped it?— No.

— HONIBORNE *sworn.*

I was standing at the John of Jerusalem the end of Aylesbury-street, and I saw Osland go by; about ten minutes afterwards I saw him return with a coat under his arm, and I heard the cry of stop thief! and I ran out, and he throwed the coat at the prosecutor, and I laid hold of him.

Q. Did you see him throw the coat?— Yes, and I asked him how he came by it, he made me some very frivolous answers, I cannot say what he said, he was rather frightened at the time. I saw him throw the coat from his arm.

Prisoner. I was going up St. John-street, just as I got to Woodbridge-street, a man ran out before me, and just as I
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got up there, I saw that coat lay up by the side, and then one man laid hold of me and said you have got my coat, and I gave it him; the man ran right across the way, right over.

The prisoner called five witnesses who gave him an excellent character.

GUILTY. (Aged 22.)

Recommended by the Jury on account of his character.

To go for a Soldier.

*Tried by the first London Jury before
Mr. Justice GROSE.*

567. JAMES WHITE was indicted for stealing, on the 27th of June, a plough plane, value 12s. the goods of Richard Harding.

RICHARD HARDING sworn.

I am a joiner and carpenter by trade, I live in Crown-court, Duke-street, Grosvenor-square; I lost a plough plane.

Q. Did you know the prisoner before you lost the plane?—No, I did not; I found my property at a pawnbroker's; I had seen it about a quarter of an hour before; the maker's name is Hampton, I lost it from Mr. Sylvester's shop where I worked in Swallow-street.

HUMPHRY BLADON sworn.

I am shopman to Mr. Piosienezi; the prisoner at the bar pawned a plough plane with me, I had seen him before, I have the plane here, it has been in my master's possession ever since. On the 27th of June, the prisoner pledged a plane with me for five shillings, in the name of James White, on that very day in the afternoon, sometime, I cannot say particularly to the hour, the prosecutor and some others came to enquire if I had taken any planes in. The next day I stopped him when he came with a saw.

Harding. I am certain the plough plane is mine; I lost it on the 27th of June.

Prisoner. I was coming along from my dinner, I met a woman in the street, she said, carpenter, will you buy this tool of me? I said, no, I have no use for it, says she I should take it as favour if you would, I have got no money, and my husband has left me, you shall have it worth your money; says I, what do you ask for it? says she, five shillings, says I, it is worth more if all the tools were to it, on condition you will fetch this plough in one month, or six weeks, I will take it of you, and if you will bring the remainder of the bits I will give you some more on it, that is all. I took it to this pawnbroker because I could not do without money.

BAKER sworn.

The pawnbroker sent to Bow-street for an officer, and I went and apprehended the man, and took twenty-six duplicates of all carpenters tools, and among the rest of this plane.

GUILTY. (Aged 64.)

Imprisoned two years in the House of Correction, and fined 1s.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

598. SAMUEL SAUNDERS was indicted for stealing, on the 5th of August, thirty-eight pounds weight of copper, called unwrought copper, value 1l. the goods of Thomas Hodges and Benjamin Watson.

SAMUEL JACKSON sworn.

On the 5th of last August this piece of copper was landed at Brewer's-key, with a quantity of other goods; I am clerk to William Watson and Thomas Hodges; Brewer's-key is next to our docks; after it was landed I put it under

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some boxes of fruit, of raisins, as it remained in the King's charge, till such times as we knew what was to pass; in the evening between six and seven o'clock, I went down to put a watchman over them, they were landed between twelve and one o'clock, and I perceived the box of fruit to have been moved from where I put them, and I moved the box where I saw they were put; and I thought perhaps the man that moved them might have put them under the box again; I saw they were gone; I made enquiry if any person there had seen any body move them, I went to a person's house that moved them, and asked if he had seen any copper that lay under the boxes? he said no, in the mean time there was a person came and told me there was a man stopped with a piece of copper, I went down to the office in Ayliff street, and they shewed me the copper.

Q. Did you know it again?—I did, I am sure it is the same, because of a particular mark, it is here, he was not examined that night, the justice put it off till Wednesday.

Q. Who stopped him?—Bare.

JOSEPH BARE *sworn.*

Q. Do you recollect seeing the prisoner at any time?—Yes, on the 5th of August, between six and seven in the evening, I see him have this copper wrapped up in a coat at a place called Manor-row in a direct line from Brewer's Key; I suppose not above five or six hundred yards I cannot exactly tell the ground, I saw the prisoner have something very heavy in his possession, I asked him what he had? he said he had some iron, I told him I must examine it, I am an officer, then when I examined it, it appeared to be copper, I took him into custody, I took him up to the Police office, in White-chapel, then I went down to one Mr. Hunter's, that belongs to the keys, and told him that I had apprehended a man with some copper, if he should hear of any being lost. (The copper produced.) and depoted to.)

Prisoner. I picked it up at Iron gate, that is where I got it.

GUILTY

To go for a Soldier.

Tried by the first Middlesex Jury before Mr. Justice GROSE.

569. ELIZABETH HARPUR was indicted for stealing, on the 30th of December, two linen sheets, value 6s. two woollen blankets, value 2s. a feather bolster, value 2s. the goods of William Compton, in a lodging room, in his dwelling house, let by contract to Jonathan Harpur, her husband, to be used by him and her.

SARAH COMPTON *sworn.*

I keep a lodging house, my husband has been gone from me these four years; I let lodgings to the prisoner, and her husband, they both came together, for three shillings a week, it was a ready furnished lodging, one room; her husband went away and left her, I asked her what she had made away with since her husband had been gone, she said a bolster, and one sheet.

Q. Did not you tell her it would be better for her to confess?—I did not.

Q. What did you tell her to induce her to confess?—I did not tell her any thing, I told her I must have my property, I lost almost every thing in the room, I lost two linen sheets, two woollen blankets, and a feather bolster; Mr. Milton the pawnbroker has them, she said they were at Mrs. Brown's.

THOMAS MILTON *sworn.*

I am servant to Mrs. Brown; an apprentice.

Q. Do you remember the prisoner at the bar coming to your shop?—Yes, on the seventh and eighth of December, the 13th of May, and 5th of July.

Court to Compton. Can you swear to your blanket?—Yes.

Court to Milton. When was it pawned.

Deposed to. — On the 7th of December. (Deposed to.)

Court to Compton. Do you know whether her husband had left her on the 7th of December? — I can say he left her three weeks wanting one day, when I took her up.

Court to Milton. What did she pawn on the 5th of July? — A bolster. (Deposed to.)

Q. Did her husband leave her before the 5th of July last? do you know when she was taken up, how long it was after the 5th of July last? — I cannot say, she said she had pawned it after her husband had left her.

Court to Milton. How long after it was pawned was it enquired for? — About a month.

Prisoner. My landlady on the day that the things were pledged, which was before my husband left me, she advised my husband to leave me, and she took of my husband last Tuesday, she took fifteen shillings for these things, and he slept there that night.

Prosecutor. He did sleep there that night, but the fifteen shillings was for rent, they owed me twenty-four shillings for rent.

NOT GUILTY.

Tried by the first Middlesex Jury before Mr. Justice HEATH.

570. JOHN HAYES was indicted for stealing, on the 9th of July, two silver table spoons, value 11. and two silver tea spoons, value 3s. the goods of John Wilson.

JOHN WILSON *sworn.*

I employed the prisoner to move my goods into Walker's-court, the bottom of, Berwick-street, Soho, after we had moved the things down, he was helping me to put up some bedsteads, and his wife came for him to go and fetch a load of chairs from Temple Bar, about

half an hour past four o'clock, I gave him liberty to go; I told him he might as well get another shilling as not. We went to go to tea about six o'clock, and my wife went to look for the spoons, and there was only one tea spoon there, and there were three put into the drawer; we missed all the spoons there but one, we missed two table spoons, and two tea spoons; after that I was advised to go to Marlborough-street, to take a warrant on suspicion, accordingly I did, and I went to Tottenham-court-road to enquire where he lived, and I found he lived at one Clark's, a broker, at the bottom of Tottenham-court-road, while me and the constable were waiting there, he came with the load of chairs, which he went for, and then after that he left the chairs, and we were going to Marlborough-street with him, but before that the constable examined him, took him up to his lodgings, the two pair of stairs back room, and there was nothing at all on him, then we were going to Marlborough-street, and we met the justice, we then returned home again and let him go home with the chairs, and from there we went with him to St. Giles's watch-house, after that we came back again, and I came up to the door where he lodged, he was put into the watch-house, and his wife was coming out with something in her apron, I called to the constable, and he came up to her and told her he wanted to speak to her, and they came up stairs, and I followed after, the woman went up first, and the constable next to her, after that I followed and as soon as she got into the room, she threw the table spoons out of window.

Q. Did you see her? — I was not in the room, but I heard the noise of the spoons, the constable got a ladder that happened to be in the yard, and I got over a little old building, I could see them out of the room, they were thrown on a building, on the other side over an old building.

building, on some tiles, one spoon was laying on the tiles that we could see it in the room, and the other was dropped in the gutter; I never saw the small spoons after?—They were the large spoons.

Prisoner. You sent me out for a bed key?—I did not,

Prisoner. I went out and could not get a bed key.

Court. How was it possible for him to convey these things away, as you was in the house?—I was going up and down stairs, and there was nobody in the house but him and me.

ELIZABETH WILSON *sworn.*

My husband gave me five spoons, two table spoons and three tea spoons, and bid me put them into my pocket least they should be lost by moving, I did so, I kept them in my pocket till we had done moving, I gave them then to a woman, Mary Burch, and then saw her put them into a small chest of drawers, in the one pair of stairs front room, I directed her to the drawer, and I saw her put them in, and I think it was three o'clock, or four, but I cannot be positive, but after that time I took Mary Burch with me to the other house to clean it up, therefore I left the prisoner and Mr. Wilson behind me.

Q. Did you lock the drawer?—No, when we came home which was about six, or half after six, I cannot be positive to the time, and going to tea I went up to the drawer where I saw her put them, and I could not find but one, I searched for the rest, I asked Mary Burch if she had moved them? she said she had not.

MARY BURCH *sworn.*

Q. Did you receive any spoons of the last witness Mrs. Wilton?—I put the spoons in the drawer, and left them there and went away with Mrs. Wilton to the other house.

Q. What time of the day did you go away?—I cannot tell, it was after din-

ner; I put in two table spoons, and three tea spoons.

DAVID COLE *sworn.*

I am constable of St. Giles's parish. On the 9th of July Mr. Wilton came to me for to serve a warrant on Mr. Hayes the prisoner at the bar, accordingly I went to the bottom of Tottenham-court-road, waited there a few minutes, and saw Mr. Hayes come with a load of chairs on his back; I told him that I had a warrant against him, on suspicion of taking some spoons away.

Q. You knew where his wife was at that time?—No, I did not. I searched him and found nothing at all on him, I went up into his room, and found nothing there that could lead to any discovery.

Q. Did you see his wife there?—No, from thence I was going to Marlborough-street, the magistrate was going from the office; I let him go home with his chairs then, and then I took him to the watch-house for that night.

Q. Had he an opportunity of going up stairs in that time?—No, after I had left him in the watch-house, Mr. Wilton was afraid he should never see his spoons any more, I told him I would call at the house and see if we could see his wife, accordingly we went and knocked at the door, twice or thrice, and we saw the prisoner's wife come out of the shop door, and going across Tottenham-court-road; seeing a woman and thinking it was Mrs. Hayes, I called to her, says I, Mrs. Hayes, I want to speak to you, we went into the passage, says she what do you want with me, I told her if she had no objection I wished to go up and look into her room; she asked me what I had done with her husband, I told her that he was in the watch-house, we went up stairs, as soon as ever we entered the room the window being up, the under fast being up, she put her hand in her apron, which was thrown over her arm, she took these two spoons from her apron, and she threw them out of

of the window, she then said now what do you want with me? I called to an officer that was on the stairs, and told him to take care of this woman; I could see where one of the spoons were as I stood in the room, I gave the woman into the constables custody, I went down, and by the help of a ladder, I got over a small building that was in the yard over some tiles, I found these two table spoons which I saw her throw out of the window, I took them, and kept them ever since.

Court to Wilson. Look at these spoons. — They are my spoons I know them by the cypher, it is my own cypher, I. E. W.

Q. Was the prisoner's wife at all at your house? — Yes, she was, she came to the stairs, but was never in the room.

Q. You went up and down stairs, so you cannot say? — I was not up the stairs while she was in the house, she only came to call him to fetch this load.

Prisoner. Mr. Wilson asked me if I had a bed key, I told him no, and I went out to get one.

Court to Wilson. What has his character been? — I know very little of his character.

Prisoner. I could not get a bed key, Mr. Wilson got a bed key before me; when I came in I went up and assisted him to put up a bedstead, with that I had orders to go down to Mr. Parker's, the pawnbroker, in Fleet-street, to carry some chairs to Margaret-street, so with that when I came by my own door, Mr. Cole told me that they had a warrant for me,

Court to Constable. What is his character? — I never heard any thing amiss of him before.

Prisoner. I never saw any thing of the spoons, nor nothing, no more if I was to die for them this very moment.

Court to Cole. Did he go with you readily? — He did.

— SHACKLETON sworn.

He was recommended to me between three and four years ago as a porter; I have trusted him with goods to the amount of a thousand pounds; I have sent him to many noblemens houses, and he always behaved very honest.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

571. ELIZABETH JOHNSON was indicted for stealing, on the 22d. of August, half a guinea; the money of Gabriel Elliott.

GABRIEL ELLIOTT sworn.

I am a soldier in the guards, the first regiment. I was robbed of half a guinea, I don't know the day of the month nor day of the week particularly, it was about three o'clock in the morning; I light on a friend at the sign of the Feathers, a man that came out of the country, an uncle.

Q. Where are these Feathers? — In Westminster. At eleven o'clock I was getting into the street and wanted a bed, and this young woman said that she could help me to one; I was at the Feathers about ten o'clock at night, I left him about a quarter after ten, after that I went to the Barracks, I was too late, and then I went to search for a bed; I could not get in at the Barracks, I was locked out, I met with this girl, and she said she could help me to a bed.

Q. Where did you meet her? — I don't know, I was a stranger to the town then, it was eleven o'clock. I went with her to her home, to her lodging, it was across the sign of the Bell, in High-street; I gave her six-pence; I asked her what she must have for the bed? she said a shilling;

Thilling; I said I would gave her six-pence, which I gave her, and went to bed; I had this other young fellow, another soldier with me; I was in bed an hour and a half, then the girl came up stairs and she got my breeches up, and I asked her what she did with them? they were put by the bed side, I was undressed in bed; I called after her; she left the place, and took the half guinea; the half guinea was in gold, I had no other money in my breeches besides that; then she ran down stairs, and said she would come back with the change for it.

Q. When had you seen your half guinea last before this?—I saw it when I got into bed, I am sure of that.

Q. Had you been drinking with your uncle?—Yes.

Q. Was you drunk?—No.

Q. Was this a new half guinea or an old one?—It was a new half guinea.

Q. Was it a spade half guinea?—I did not take particular notice, only the mark on the edge.

Q. Did she bring back the change?—No. The next morning I saw her in the public house, about seven o'clock, the sign of the Bell.

Q. Was not that the house you slept at?—No, it was the other side where we slept opposite.

Q. Are you sure the woman you saw at the Bell, was the same woman that recommended the lodging to you?—Yes.

Q. Have you seen the half guinea since?—But I never had it; I see it in the constable's hands the next day but one after I was robbed; I could not swear to it, it was like mine; when I laid it on her she denied it.

Q. Then you did not take this woman to bed to you at all?—No.

Q. You had no connection of any kind?—No.

Prisoner. Mr. Elliott, did not you

ask me to go to... No.

Q. Did not you give me the half guinea out of your own hand to get change?—No, I did not.

Court. Was you sober enough to know that?—Yes.

FRANCIS ARMITAGE *sworn.*

I am a soldier; I was with this young man at his uncle's; we left his uncle about eleven o'clock, we went to the Barrack, and we were locked out, they are at the top of St. James's park; we walked about a good while before we could find any thing likely for a lodging, at last we went into a public house, in a street in Westminster, to ask the landlord if he could tell us where to get one, and this woman we went with her; she said she would find us a good bed for a shilling; the young man said he would give her six-pence; we went into the room, and got into bed, and she left the room; after we had been in about half an hour she came into the room, and took this young man's breeches up and put her hand into his pocket, and took something out.

Q. Did you see her take the half guinea?—No, I did not see her take any thing out. As she was a going out of the room, this young man hallooed out to her to leave the half guinea, that she had no business with it; she went down stairs with it, and said she would go and get silver for it, but did not return with the silver, and we got up, then I went to my duty, and left the young man to look after the half guinea; I returned again there in about an hour, and he had found the woman quire in liquor in the public house opposite where we had the bed, and he desired her to give him the half guinea; she said she had none; after that she said that he gave it to her to go and get change.

change. The young man finding that his half guinea was nearly gone promised her something if she would give him the rest; and she replied that she would not; the young man after that proffered to let her off stealing the half guinea if she would pay a quart of gin; she said she would not; he told her he would send the constable and take her up; she told him he might fetch one, and I went for one, and the constable came and took her to prison.

Q. Do you know any thing about the half guinea in the hands of the constable, that he has been talking about?—It is the half guinea produced that she paid for the liquor.

Q. Do you know that he had a half guinea?—Yes.

Q. Did you see it?—I did not.

Q. Then as to the half guinea that she paid at the bar, you did not see it paid there?—I did not.

Prisoner. I wish to know whether you did not see him give me the half guinea to get change?—I did not; I saw him give her six-pence before we got to bed.

Q. Did he give her the half guinea when she came in afterwards?—He did not.

Q. Had either of you any connection with this woman?—Not while I was there.

————— *sworn.*

I keep the Bell; the woman lodges almost opposite my house; this woman came in about six o'clock, when the constable took her out of my house; I says to her, Bet, what might you want? she makes answer, nothing; I said to her, you had better go to bed, you are in liquor; she sat down in my tap room near seven o'clock; the soldier came in and says, damn you, you bitch, where is my money?

Q. Did she give you that morning any half guinea?—No. By and by, when I

the soldier could not get the half guinea, he says to her, give me the change; he says give me three half crowns, and if you cannot give me three give me two, and so he came to a quart of gin; that is all I know.

RALPH STAMPS *sworn.*

I am a publican; I keep the sign of the Angel, in Tothill-street; I served half a pint of gin to a girl, but I cannot say to that girl, I was very busy just then, and I gave silver for half a guinea, which I have got here sealed up.

Q. Do you know the morning the soldier was robbed?—I don't know; I never saw the soldier till I saw him at the office, in my life.

JAMES BLIGH *sworn.*

I am the parish constable; I apprehended the woman at the desire of Armistage, the 22d of last month, I apprehended her at the Bell, in Westminster.

Q. Did you take any thing on her?—I produce nothing. The prisoner told me that she had got the gin at the Angel, at Mr. Stamp's house, and she had spent the half guinea; so I concluded that was the proper place to apply to see whether the half guinea would answer to what was lost.

Court to Stamp. You produce the half guinea that a woman gave you?—I have got a half guinea, but I am not sure it is the same.

Bligh. After that she told me it was at the Castle, in Peter-street where she changed the half guinea; so I went there to Mr. Adams.

JOHN ADAMS *sworn.*

Q. Do you know the day the soldier was robbed?—I recollect the prisoner coming in one morning about four o'clock, they asked for change for half a guinea; I gave it them, and kept the half guinea, and have got it, I don't know that it is the same.

Prisoner.

Prisoner. Two soldiers came up to me and asked then whether I could get them a bed? I paused a little and then I said I would for a shilling; they said they would give me six-pence; we agreed for a shilling; when I came up stairs they gave me half a guinea to change, to get some gin; the soldier gave me one six-pence, and pulled off his waistcoat and shirt, and laid it on the chair, and wanted me to take them till he gave me the other six-pence; he got into bed and set up in the bed naked as he was, and gave me the half guinea, and I went down and got the gin, and I came in about six o'clock in the morning and gave him the change, and went out again, and when he came to ask for the change I had but two-pence in my pocket; the half guinea he gave me, and that was the way the change went; he told me if I would give him three half crowns he would let me go, and then he came to five shillings and then to a quart of gin. But the next day, when I came to him, I wanted to give him five shillings, but the other would not let him take it.

Court to Armitage. Did she come in at six o'clock in the morning to bring the change?—She did not.

Jury. Did you see the woman take the breeches and search the pocket?—I saw the woman take the breeches up from the bed side, and saw her put her hand into the pocket and take out something, but I don't know what it was.

GUILTY. (Aged 35.)

Imprisoned six months in the House of Correction and fined 1s.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

572. HENRY OLIVER was indicted for stealing, on the 13th of July,

twenty eight pieces of woollen cloth, value 18s. twenty pieces of buckram, value 3d. four yards of stay tape, value 1d. twelve small pieces of canvas, value 2d. one hundred gilt metal buttons, value 9d. the goods of John Irwin.

JOHN IRWIN *sworn.*

I am a taylor; I keep a house in Artichoke-lane, Wapping. On the 13th of July, Saturday, I lost the articles; I missed them first between five and six in the afternoon, from a public house; I did not see the prisoner take them, they were all in one bundle; it was at the Hampshire Hog, in Rosemary-lane, I went to this public house to get a pint of beer; while I was drinking it the prisoner came in, I see him come in, and he sat himself down by the side of me; I have known him for years by sight; there was a fire called while I was sitting, and I went to the door to see the fire, and while I was gone the prisoner went away with the bundle; I had left it on the seat by the side of where I sat; I did not see him any more till I see him the Monday morning after before a justice of peace; I saw the things on the same day, the shop keeper's man that stopped them had them, his name is James Healey.

JAMES HEALEY *sworn.*

I am a journeyman salesman. The prisoner, on Saturday the 13th of last July, after eight o'clock, came up the lane with a bag, Rosemary-lane, Mr. Harvey's apprentice asked the prisoner at the bar, if he wanted to buy or sell? he went in doors and took the bag into the shop with him, I see him; I told him the goods were not his; he said they were, and that he got them from on board a coasting vessel; but I knew better than that, I knew his face too well; I told him I would stop him, and the goods too; accordingly I sent for a constable,

constable and the constable of the night has them, his name is Wilson; I believe I marked the goods and the bag too before they were delivered to him; I should know them again was I to see them; they are here, I brought them here.

Q. Of whom did you get them to bring them here?—I got them from this man; I only came in the coach with them, Alexander brought them, I only laid my hand on them; I took them from the prisoner the same afternoon as the goods were lost.

SAMUEL ALEXANDER *sworn.*

I am a servant to Mr. Lloyd, a ware-houseman and clothes seller; I delivered these goods to the prosecutor, John Irwin, this day, he works for my master; I had them from the justice to bring them here.

(Produced and deposed to by Healey, as the same he marked, and by Irwin, as his bag, the work he never looks at till he gets home; and Alexander deposes to the other things by his mark on them.)

Court to Alexander. You say you delivered these goods to John Irwin from your master, is he responsible for them?—He is.

Prisoner. I was in that house drinking a pint of beer, and I remember there was a confusion about the fire; but I never saw any property, nor did not know that he had any there. I have been in his Majesty's service this nine and thirty years.

GUILTY. (Aged 69.)

Imprisoned six months in the House of Correction and fined 1s.

Tried by the second Middlesex Jury before
Mr. RECORDER.

573. **BENJAMIN BLACKWAY** was indicted for stealing, on the 17th of August, a watch with an inside case made of base metal, and the outside case of shagreen, value 1l. a steel watch chain, value 1s. a gilt seal, value 3s. a base metal watch key, value 1d. two cornelian seals set in base metal, value 1s. one guinea and a half, and seven shillings and six-pence in monies numbered, the goods chattles and monies of Thomas Milne, in the dwelling house of John Bramsgrove.

THOMAS MILNE *sworn.*

I am a servant to the Margrave of Anspach; I called for a bed in John Bramsgrove's house on the 17th of August, and there I was robbed, it was on a Saturday night, I don't know what time, it was when I was asleep; I went to bed about a quarter or half past ten, the money was in my pocket, and the watch on the table by the bed side, the money was in my breeches pocket, which lay in a chair by the bed side, there was no one else lay in the room; I did not lock the door when I went to bed, I awaked in the morning, I believe nearly about five, and discovered I was robbed; I have never found my property again, no part of it, I cannot by any means impute it to the prisoner, I know nothing about the prisoner, I believe it has never been traced nor found.

JOHN BRAMSGROVE *sworn.*

I don't know that this property has ever been found, but the prisoner was missing out of my house that morning, about four o'clock, and I knew nothing more of him till he was taken.

— **HANCOCK** *sworn.*

I am an officer; I never found any thing on him; I apprehended him.

ROBERT BUTTERWORTH *sworn.*

I am a watchman; I never saw any watch or any thing on the prisoner; a little before

before two o'clock, there was somebody opened the public house door, and I stood close by the door to see if they were not bringing something out, and they saw me and they shut to the door again.

Hancock. When I went to the yard where he was he said, d—your eyes what is all this about, they say I have stole a watch, and a purse of gold, but he damned his eyes, and said that he knew nothing at all about it.

NOT GUILTY.

Tried by the second Middlesex Jury before Mr. RECORDER.

574. MICHAEL ANCEAUME was indicted for stealing on the 31st of January at the parish of St. George's, Hanover-square, a gold stud, value 5s. two gold ornaments for the ears, value 10s. the goods of Charles Grant, Esq. commonly called Viscount de Vaux.

AN INTERPRETER *sworn.*

CHARLES GRANT *sworn.*

Q. Did you lose a gold stud, and two gold ornaments for the ears?—I did; I live with Mrs. Jones, South-street, Grosvenor-square; this man was my secretary, I took him on a journey; I am sure he took the ear rings from me in my house, I don't know when, but they were found in the prisoner's pocket, they belong to my daughter, and she had them.

Q. How long did you see them before they were stole?—I don't know, I really cannot say.

Q. Was you present when these ornaments were found on the prisoner?—I was not.

Q. Do you know any thing of this matter of your own knowledge, or who does?—I know nothing of the matter myself, I know them to be my daughter's.

Q. In what part of the house were they?—I believe in her bed-chamber;

this stud is my own, I lost it about two months since, a week after my daughter set off for Scotland, I wore it myself, I see it at the end of July, or the beginning of August, I lost it from upon my table in my closet.

Q. How long was it before the prisoner was apprehended, that you saw the stud?—I never had any suspicions of the man, I had him about six months with me.

Q. That is not an answer?—About eight days? he took papers besides these things, and the lock was broke, and the prisoner menaced me to assassinate me.

CHARLES JONES *sworn.*

I lodge in the same house with the prosecutor, I was present when the prisoner's trunk was searched, before the search the Viscount asked him if he knew any thing of the gold stud that was lost, he answered no, that he knew nothing of it, in searching we came to a box in which was some pencils inclosed in bran, and underneath the bran we found the stud, the prisoner upon that said your daughter gave it me, the Viscount asked him why he did not say so before? he said he did not wish to lead the daughter into any strait; the stud was given to me till we came to the magistrate at Bow-street, at which time I gave it to the Viscount, I have marked it with a cross on the back of it.

Court to Prosecutor. How old is this daughter?—Twenty-one.

Prisoner to Prosecutor. What did you do with the letter that you took from me which was sent by your daughter to me?—I found no letter from my daughter.

Q. I asked him to return the letter from your daughter, dated the 10th of July.

Q. You confessed before the justice that there was a letter writ to me?—I have one in my hand directed to him, but it relates to me.

Prisoner.

Prisoner. I wish to see the letter that my daughter sent to me the 10th of July?

—There is no such letter.

Prisoner. I desire all the things taken from me may be produced in court, and this letter with them.

Prosecutor. The letters are not here.

Prisoner. I wish the justice of peace to prove it.

Court. The justice of peace is not here.

Prisoner. I wish to have the things again, there were six letters, and four letters for me.

Prosecutor. They were letters relative to business between me and my daughter, and the justice gave them me again as not relative to this business.

Jones. At the time the trunks were searched, there was a carpenter called in to see the search.

Court to Prisoner. Have you any witnesses? —This gentleman knows I am a french lawyer.

Prosecutor. I do not know whether he is an advocate or not, he may have been for what I know.

Prisoner. I have got many foreigners who know that I was an advocate, but they are not here.

NOT GUILTY.

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

575. JOHN BONNER was indicted for stealing, on the 12th of July, a silver watch, value 4l. a base metal watch key, value 1d. the goods of Thomas Webb, in his dwelling house.

THOMAS WEBB sworn.

I used to drive a team for Sarah Powel in Cumberland-street; I lost my watch at the sign of the Ship, in Shoreditch, from the room where I slept, I slept there about six months, I missed it the 12th of July, in the night, I went up about four o'clock in the afternoon, and my watch

was then hanging on a nail in the cupboard, where I slept, I went about five, I returned about four o'clock in the afternoon, and I see my watch then, I missed it between seven and eight, and the next day this lad, the prisoner, sent a note to me to let me know where my watch was, his master gave me the note, Mr. John Smith, he is the publican of the ship, the house where I lodge, the boy was a servant in the house, I went down with the note that night to the pawnbroker, Thomas Nightly, and I found the watch there.

Court to Prisoner. How old are you? Twenty-two.

THOMAS NIGHTLY sworn.

I am a pawnbroker, East Smithfield, about a mile from the Ship in Shoreditch; the prisoner at the bar came to me on the 12th of July, about five o'clock in the afternoon, he brought this watch and asked me a guinea on it, he wanted to pawn it; I asked him whose watch it was, he said it was his own, I asked him where he lived, he told me no where, I asked him where he lodged last night, he said any where, where he could get a lodging; he then told me that he came from Dartford, in Kent, and that he had been there a hay making, and that he had got a brother, which got him this watch made for him, and that he had gave his brother money for it five years, for the purchase of this watch; I asked him where his brother lived? he could not tell; I then asked who made the watch? he said he could not tell I then took him down to the magistrate, and the magistrate committed him for further examination, and I had the watch in the mean time; the next day the prosecutor came to me.

JOSEPH CARR sworn.

I am in the picture line; I live in Nightingale-lane, the prisoner was coming by, and I stood in my shop the

12th

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12th of July, he said he was out of work and knew not what to do, for he was quite starving, but still says he, I have got a friend in my pocket, and he pulls out this watch, and he asked me where there was any pawnbroker hard by, and he would be much obliged to me to go along with him which I did. I brought him to Mr. Nightly, and he delivered the watch to Mr. Nightly, and Mr. Nightly stopped the watch.

Q. Do you know how it happened that a letter was written to Webb?—No, I know nothing about that at all. (The watch produced.)

Webb. It is my watch, it has my name on it, and the date of the year 1793.

Q. In whose house do you live?—John Smith's house; it was taken from the room where I sleep; John Smith lives in the house.

Q. You say Smith gave you the letter from the prisoner?—Yes.

Q. Have you got that letter here?—No.

Q. How do you know it was written by the prisoner?—I don't know, but they told me so.

Prisoner to Webb. Are there not more lodgers in the house, and in the same room?—Yes, there is one man.

Prisoner. Please to hear what I have got to say, I will make it as plain as I can. On Friday dinner time, between two and three, I was taken ill with a violent pain in the stomach, and I continued so till the hours of four and five; my master, Mr. Smith, saying to me you don't look well John, I said I am very poorly, but I will finish getting the pots in, and if I am not better I will go and lay down; between four and five I had occasion to go to the privy, as soon as I entered the privy there laid this watch; I took it up, put it into my pocket, not knowing where it belonged to, and finding I wanted other necessities more than this watch, I thought I might make free to lay it for a little money.

JOHN SMITH *sworn*.

I am the master of this boy, he lived with me six months, he was an excellent servant the time he was with me.

Court. Here has been a talk about a letter which was not explained to me, do you know any thing at all about it?—No. I had him from the office in Houndsditch, the prosecutor Webb lodges in my house now.

JOHN HELM *sworn*.

The prisoner lived servant with me between two and three years, about two years and a half ago; I don't know what he has done since, he behaved extremely well, I always found him very honest; I have thought at times that he was a little deranged in his mind, at times he did not know what he was about; I mentioned it to his mother more than once or twice, she told me that when she was with child with him, she had a kick from a horse, from which she always found something like a moon light night.

CATHERINE TROUGHTON *sworn*.

I live in the neighbourhood of Mr. Smith; the prisoner seemed very assiduous about his master's business; there was a report about the neighbourhood they thought sometimes that he was rather deranged.

Court to Smith. Did you ever observe him deranged?—I cannot say that I did.

MARY GROVES *sworn*.

I can give him a very good character.

GUILTY,

Of stealing the watch but not in the dwelling house. (Aged 21.)

To go to Sea.

Tried by the second Middlesex Jury before

MR. RECORDER.

576. RICHARD

576. **RICHARD CLEMENTS** was indicted for stealing, on the 28th of August, a linen handkerchief, value 4d. and four guineas, thirty-six shillings in monies numbered; the goods and monies of John Meredith the elder, in his dwelling house.

(The case opened by Mr. Gurney.)

SARAH MEREDITH *sworn.*

I am the wife of the prosecutor, John Meredith. On the 8th of August one Mrs. Berry sent her servant to me, and wished me to give her change for a five pound bank note; I directly went to my money which was the nearest, to give the change, and I had laid down the four guineas in gold in part of the change for the note, and was telling out the silver; I said to my daughter, inspect the silver, I am not clear it is all good; the child inspected the silver, and found one dubious; just at that juncture the man came into the shop, this was between eight and nine at night, and my daughter said this shilling looks dubious; the man asked for some stockings; I had some suspicion of him from his appearance; I changed the shilling, and he took the whole in a handkerchief that lay on the counter, and swept it all up into the handkerchief just at that instant as I changed the shilling; there was four guineas, and six and thirty shillings in silver; he jumped out of the shop immediately; my son was shutting up the shop and he pursued him; I thought at first it was no more than that, but I have recollected since that it must be near eight pounds.

Court. Are you sure it is the same man?—Yes, I am entirely positive.

JOHN MEREDITH the Younger
sworn.

About a quarter past eight the 8th of August last, I was shutting up the shop, I saw the prisoner jump out of the shop,

I pursued him, and I was not two yards from him till he was brought back; he ran about sixty yards; he was searched by the constable, but the money was not found on him. A man came up to him about sixty yards off, which I thought would assist me in taking him, but I was mistaken; but if he had an accomplice it is no wonder the money was not found.

SARAH MEREDITH the Younger

sworn.

Q. Is that the person that came into the shop and went out again?—Yes, I am sure it is.

Q. Did you see the money taken from the counter?—I did; and I am sure it is the same person.

SARAH TAYLOR *sworn.*

Q. Are you sure that is the same person?—I am quite sure that is the person.

Prisoner. I was going to buy some leather at the leather cutter's; I had five shillings and four-pence farthing when that gentleman took me. I saw two men come out of the shop; this young woman hallooed out, and I ran after them into the ruins; and those that followed thought I was the person, and they chucked something at me, and stopped me, and brought me back.

GUILTY. Death. (Aged 26.)

Tried by the Second Middlesex Jury before

Mr. Recorder.

Recommended to mercy by the prosecutor.

577. **JOHN HARRIS** otherwise **HUMPHRIES** was indicted for stealing, on the 26th of June, a weather sheep, value 11. 8s. the goods of Samuel Owen.

(The case opened by Mr. Knapp.)

SAMUEL

SAMUEL OWEN sworn.

I am a butcher; I live in Hanwell Heath. On the 25th of June I saw the sheep on Hanwell Common, in the afternoon about three o'clock.

Q. Was there any marks about the sheep that you knew it to be your property?—There were. I never saw it afterwards; I went the very next day to fetch it up to kill it, then I missed my property; I have never seen the sheep again.

JOHN PALMER sworn.

I know the prisoner at the bar, I have known him some time, I worked for him, he was a drover.

Q. Do you remember any thing of seeing any sheep on the 26th of June?—It was on a Wednesday, I worked for him then; he sent me one road, and he went the other, and I met him down at Turnham Green.

Q. Where was he coming from?—We came from market, from Hayes and Southold market, and we were to meet at Turnham Green, he said there were fifteen to go into Mr. Hartwell's house, and he put fifteen in, as I thought there were fifteen, and then he caught another, which he said was an odd one, and he forgot to mark it. I saw him put it in along with the others.

Q. Do you know the prosecutor, Mr. Owen?—I do.

Q. Had the prisoner worked for Mr. Owen?—Not at that time, nor while I worked for him he did not.

Court to Owen. Had he worked for you?—He had drove my things for three or four years for his master and himself; he knew my mark as well as I did myself, it was a ruddle mark down the head and over the shoulder.

Prisoner to Palmer. Did I put any more than fifteen in?—I cannot say, I did

not count them, but I thought that you had put fifteen in before.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice GROSE.

578. **MARY DAVIS** otherwise **HAYNES** was indicted for stealing, on the 1st of August, six linen shifts, value 2l. 2s. three linen napkins, value 3s. two pair of cotton stockings, value 4s. three check linen aprons, value 6s. two linen waistcoats, value 2s. three silk handkerchiefs, value 6s. two linen pockets, value 1s. a lace muslin cap, value 2s. a silk hat band, value 2s. three linen towels, value 1s. a pair of womens leather shoes, value 2s. the goods of John Dobson, in his dwelling house.

MARY DOBSON sworn.

My husband keeps a public house, the sign of the Hanover-square, in St. George's row.

Q. Was the prisoner your servant?—I hired her at a shilling a week to work at her needle, and her victuals and drink; I don't know that she stole the things; I missed several things while she was with me, several small articles of linen and wearing apparel, but after she was gone from me about a fortnight or three weeks, I had reason to suspect hers in consequence of that I did nothing till I missed my things further, I did not go after her, my servant went after her; I know my property; she had access to these things, and had an opportunity of going to these things where they were kept; the things are here.

ANN BEARD sworn.

I am the servant to Mr. Dobson, I know the prisoner at the bar, I don't know any thing of her taking the things, when

when my mistress missed them she desired me to go along with the constable, John Baker, to see for the woman, we did not meet with her that evening; the next morning I found her in bed, the constable looked and found some duplicates, but nothing belonging to my mistress; when we were coming out, she confessed; the things were found at Mr. Moore's, a pawnbroker, in Broad-street.

THOMAS WATKINS *sworn.*

I am a servant to Mr. Moore, a pawnbroker, in Bird-street; I remember the prisoner at the bar coming to my house, she was a customer of ours, she pawned four shifts, I have got them here, and a napkin, the shifts were pawned for two shillings a piece.

Q. Where they fine shifts?— Not very coarse, nor very fine; there was one sheet besides, and one pair of cotton stockings. I produce them they have been in my possession ever since.

Mary Dobson. I know the shifts by the wear, and the cutting them out; I know the napkin by a particular mark, there is a pair of cotton stockings marked M. H. that was the initials of my name before I was married; I know the sheet.

Prisoner. She gave me the things to make, I was very much distressed, and I pawned them.

GUILTY,

Of stealing to the value of twenty shillings. (Aged 20.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

579. SARAH SMITH otherwise Sarah Thompson, otherwise Sarah Pater-son was indicted for stealing, on the 3d of June, a stuff petticoat, value 10d. two cloth great coats, value 1l. a linen

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shirt, value 5s. three silk handkerchiefs, value 7s. four muslin handkerchiefs, value 6s. three cotton handkerchiefs, value 3s. three linen handkerchiefs, value 3s. two yards of silk, value 6s. two linen shifts, value 5s. two cotton gowns, value 1l. a stuff gown, value 3s. three pair of cotton stockings, value 3s. two pair of worsted stockings, value 2s. the goods of William Doggett in his dwelling house.

(The witnesses examined separate by the prisoner's desire.)

MARY DOGGETT *sworn.*

I am the wife of William Doggett; we live in Cross-lane, at the bottom of Newton's-street, Holborn, No. 2, in the parish of St. Giles's, in the fields; I know the prisoner at the bar very well, by seeing her, I have known her a twelve month, I have nothing to say against her, no more than finding a petticoat on her that I lost in the robbery; my house was broke open the last day of May sessions, the 3d of June, on a Monday in the day time about four o'clock, this woman at that time was with the woman that lodges in my house, I don't know what she did, she was there with her, the lodger's name is Kate Wharton; when we went home and found the house broke open, they said they were all out; after that robbery on the 3d of June, I missed all the things in the indictment; I was attending here all that day; we had eight search warrants that same night, but found nothing; afterwards these two women left my house, they were in my house for some time after that, I cannot say how long, I had no suspicion of them, they were in the house as much as three weeks, after they went both out of the house without my knowledge; and I lost a blanket, a flat iron, and a sheet. I was going up Parker's-lane one morning, and I saw an old petticoat of mine on this woman, as I was going across the street, I spoke to the woman where she lodged, and I asked the woman that lodged with me how she, the prisoner, got that petti-coat

goat; I sent for an officer and took both the women up, and took them to Marlborough-street, and they were both committed, one for robbing the lodging, and she for the petticoat.

CHRISTOPHER SANDERS *sworn.*

I was an officer belonging to Marlborough-street at that time; I remember I was at Hicks's Hall with the prosecutor, and we were giving evidence against a man, in about two hours after I was home, I heard the prosecutrix's house was broke open; about the 24th or 25th of July last, I took the prisoner in company with one Catherine Wharton, I and another officer, we carried them up to Marlborough-street, and Mrs. Doggett said that she suspected the petticoat that the prisoner had on was her's, and if it was, she had bound the inside so particular that she should know it again; I took off the petticoat in the strong room, where they wanted to destroy it both of them, but I prevented them, and it was so as Mrs. Doggett said; I have the petticoat here. (Produced)

Court to Mrs. Doggett. Did you ever find any thing besides this petticoat that is mentioned in the indictment?—No, never. I had bound the petticoat the same morning, I had left it on the chest that was broke open.

Prisoner. Did not you swear to another person before the justice?—I took them both up; this was committed for taking the petticoat, and the other for robbing the lodging.

Prisoner. I lived in this woman's house with the other young woman for the space of six months; for the time we lived there she often asked us if we would drink any thing, and was very sociable with us, we were there the time the house was broke open, she told us of it, and we said we were very sorry for it; this petticoat she lent the other young woman to clean her room in, we went away from her house

and went to another house, and she came after us one day into Parker's-lane, and said, my husband cannot trust you any more rent, and she did not take us up till about a fortnight afterwards; she lent the petticoat to the other young woman that is now in Newgate, the other young woman may be a witness, because the bill is not found; the prosecutrix keeps a very bad house, harbours robbers, all thieves and girls of the town.

Court to Mrs. Doggett. What is your trade?—My husband is no trade at all; we keep an old iron shop.

2. You don't keep a public house or any thing of that sort?—No, none at all.

3. How many lodgers have you in your house?—I let out two rooms.

CATHERINE WHARTON *sworn.*

I know this petticoat, this gentlewoman lent it me to clean her room when I lived lodger in her house, and I lent it to that young woman at the bar. This woman keeps a very bad house and buying of stolen goods. She lent it to me, on my oath.

2. How came you not to return it?—She told me often I might keep the petticoat, she never asked me for it in her life.

3. Did the prisoner return the petticoat to Mrs. Doggett?—She took it off her at the justice's.

4. How came the prisoner, Sarah Smith, to carry it away?—Because I lent it to her to wear, because she had no petticoat.

Prisoner. I call on Mr. Crocker who is here to speak what the character of the prosecutor is.

Crocker. I am here on other business.

Prisoner. I only wish him to be asked what sort of a house the prosecutor keeps?

———— **CROCKER** *sworn.*

Provided there was a robbery done that way.

way I should have gone to Mrs. Dogget's house to have searched it.

Not GUILTY.

*Fried by the first Middlesex Jury before
M^r. Justice GROSE.*

508. CHRISTOPHER SURRILES was indicted for burglariously breaking and entering the house of Alexander Peffers about the hours of nine in the night on the 5th of September, and burglariously stealing therein, a wooden box, value 6d. a pair of linen sheets, value 1s. a muslin apron, value 8d. three pair of worsted stockings, value 1s. and a dimity waistcoat, value 6d. the goods of the said Alexander Peffers.

CHARLOTTE PEFFERS *sworn.*

I am the wife of Alexander Peffers, he is a soldier, he keeps a house, we live in Bow-street, Westminster, I lost my property the beginning of this month; my husband is abroad with the Duke of York. When I came home at nine o'clock at night I found my door open, I cannot say it was broke open, I did not see any mark of violence; I lost a sheet at that time.

Q. Do you remember what day it was?—It was last Thursday night.

THOMAS CLARKE *sworn.*

I am a broker, I buy and sell old goods, I keep a shop in Orchard-street Westminster, I saw the prisoner at the bar last Thursday, and that was the first day that ever I saw him. I bought some goods of Mrs. Peffers and I employed this Christopher Surriles to carry them away, and at four o'clock in the afternoon I discharged him; the prosecutor came to me about half past nine in the evening and I found some things were lost; and I met the man

a little before ten o'clock with this box and the things conveyed in it the same night; the box is present, I gave it to John Woodward.

Q. What employment is the prisoner?—I don't know.

JOHN WOODWARD *sworn.*

I received a box from the last Witness, and a sheet, they have been in my possession ever since.

Charlotte Peffers. This is my sheet, I know it by the marks, I missed this sheet first, and I lost the box while I went after the sheet.

Prisoner. This woman sent for me to move her goods, I came to her, she sent me first to a broker woman, in Little George-street, and that broker and she could not agree, and then she sent for Mr. Clarke, and he and her did agree; and he asked me to help him away with the goods, says she, I must have all the things out of my house immediately, because my house is indicted as a disorderly house, and I went and helped Mr. Clarke, and she said likewise that the house was over big of rent for her; she left these other things for me to take away, and she would have me to take them to any place I pleased.

Court to Prosecutor. Did you deliver him any goods that Clarke had bought of you?—Yes, but he was discharged by four o'clock in the afternoon; his landlord found the first sheet between his bed and sacking; John Woodward is his landlord.

Woodward. About half after nine last Thursday this woman came to me, and asked me if Clarke lived along with me? I did not know him by the name of Clarke, but I said, if she had lost any thing I would break open the door; I searched the premises, and I found nothing then; while we were talking at the end of the lane about this sheet, the prisoner at the bar comes along with the box in his arms, says she, that is my box; says I, how has

he got that box, says she I cannot tell, for I have got the key in my pocket, she said there were seven stockings in it, and a sheet, &c. after this I went to see if my own things were safe, and I turned up the bed, and between the sacking and tick, I found the first sheet, that I have produced, and I have had them in my custody ever since.

GUILTY,

Of stealing to the value of 1s. but not of the burglary. (Aged 24.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

581. JOHN WOOLLEY was indicted for making an assault on Jemima Carr, on the 5th of August, and putting her in fear and feloniously taking from her person and against her will a watch with an inside case and outside case made of base metal, value 3l. a stone seal set in metal, value 6s. a metal watch key, value 6d. the goods of the said Jemima Carr.

FRANCIS RUSSELL *sworn.*

I am a watchman in St. George's parish; and when watch was called, and stop thief! I ran to assist, and I followed the prisoner up Conduit-street, and we brought him before a young woman, and she said he had robbed her; she was here yesterday to find the bill.

Jemima Carr was called on her recognition.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice GROSE.*

582. WILLIAM BRADSTREET was indicted for stealing, on the 27th of July, a silver spoon, value 1l. a silver

coffee pot, value 3l. seven silver table spoons, value 4l. a silver lemon strainer, value 10s. two pair of plated candlesticks, value 10s. four silver salts, value 1l. 1s. a silver cruet stand, value 15s. four cruet glasses, value 2s. a silver soup ladle, value 10s. six silver tea spoons, value 9s. three linen table-cloths, value 10s. a silver marrow spoon, value 4s. the goods of Sir John Trevelyan, in his dwelling house.

RICHARD EDWARDS *sworn.*

I was Sir John Trevelyan's butler, Sir John Trevelyan is in Somersetshire; his house in town is in Half-Moon-street; I was in town when my master lost this property.

Q. When did you see these things the last?—I have been ill with the gout these three months past, and I did not see them for several days, I was confined in my bed to the time they were stole; I did not see them for a fortnight before, I dare say; they were kept in a little room called the pantry, on the ground floor, it was unlocked I believe.

Q. Did you know the prisoner at the bar before these things were stole?—I have known him four years, he was my fellow servant, as under butler and footman.

Q. Was he so at the time these things were stole?—He was not; he had been discharged about two years, I don't know in what manner the things were taken away, I only come to prove the property.

ALEXANDER TATE *sworn.*

I am a pawnbroker, I live at No. 4, Rider's-court, Leicester-fields; to the best of my knowledge, I took in this pair of candlesticks of the prisoner at the bar.

Q. Do you mean to speak positive?—I cannot positively swear to him, because I never see him before.

Q. Was the person any way like the prisoner? did it resemble him?—It did. They were pawned the 27th of July last,
for

for five shillings, the value of them might be nine or ten shillings; they were pawned in the name of John Brown.

Q. Do you remember what account the prisoner gave of himself?—He came in the appearance of a gentleman, and asked me if I took in plated goods.

Q. Did he pawn any thing else besides that?—Nothing at all but these candlesticks,

Court to Edwards. Look at these candlesticks?—They are Sir John Trevelyan's. I am convinced they are, I have had them so often in my hand, the nozzle of one is bent; I have no doubt of them; these were some of the articles that were lost with the other property.

WILLIAM RADSHAW *sworn.*

I am a pawnbroker, in Queen Ann-street, East; I produce a desert spoon, here is a crest upon it, it was pawned by the prisoner at the bar (I am positive it was him) in the name of William Bradstreet, it was brought in the course of the forenoon, about twelve o'clock on the 9th of August, it was pledged for five shillings, it may be worth about seven shillings.

Q. Had you ever seen him before?—Yes, several times; he had been my customer.

Edwards. It is Sir John Trevelyan's, the crest is an owl.

HENRY BANK *sworn.*

I am a pawnbroker; I live with Mr. Beachum, in Holborn; I produce two table spoons, they were pawned by the prisoner at the bar for eighteen shillings, in the name of Mr. Kendrick, by William Brown; I had known him before, this was the 27th of July, he had brought things before that; he said he brought them from Mr. Kendrick, of Castle-court, Gray's inn; and he said he brought them from Mr. Kendrick.

Edwards. They are Sir John Trevelyan's, they have the crest of an owl

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upon them; they are part of the property that is lost.

WILLIAM CHRISTIE *sworn.*

I keep a sale shop, a silversmith's, No. 33, Wardour-street, Soho; I have got two table spoons, a lemon strainer, two desert spoons, two sugar snuffers, two salts, half a dozen tea spoons, and four caster tops. I bought them of the prisoner, I knew him for two years or better, when I lived up in Queen Ann-street, I kept a pawnbroker's shop there; I always looked on him as a young gentleman that spent his property on women of the town, and that so he came to this; I always knew him by the name of Farmer; he first of all came to know if I would buy any tickets of plate that was in pledge; I told him I would not buy the tickets, but I would buy the plate if he would take it out; my reason was, because sometimes things were pledged for more than we could buy them for; he brought them, and I bought them of him, I gave him five shillings an ounce; here is above twenty ounces, I bought them at different times; I believe they were all in pledge, and he took them out, and brought them to me at different times.

Edwards. They are all Sir John Trevelyan's.

HENRY CROCKER *sworn.*

I belong to Bow-street; in consequence of an information of Mr. Christie coming to the office, I attended Mr. Christie at his house, thinking the person would come again, and according to my expectation he came again, he was in the shop, and he had these pair of tongs in the scale, and Mr. Christie was going to weigh them; I asked him if they were his property? he said they were; I then took him into custody; he told me where his lodgings were, and I went there, and I found the glass casters at the lodging where he told me he lodged, No. 10 or 11, Litchfield-street, I think it

it was, at his lodging I found different duplicates, which led to the pawnbrokers, some things pawned in his own name, and some in other names.

Edwards. These tongs are Sir John Trevelyan's.

Court to Edwards. How did you find the robbery out?—I heard an alarm in the family, and I went to this pantry, and found the things were gone.

Prisoner. What character did I bear during the time I was in the prosecutor's service?—For the first six months he behaved himself honestly to any thing that I know of, I never heard any thing otherwise; the latter part of the service I was not in town with him, and have nothing to say.

Prisoner. After the first six months I was put to a woman that Sir John Trevelyan kept, and there had every indulgence; after that I was taken into Mr. Edward's service again. I am unprepared for my trial; I have not one witness here; Sir James Sanderfon, the present Lord Mayor, can give a character; the window has been shut for twenty years, that they suppose was broke open.

Court. You are not charged with breaking the house, only for stealing in the dwelling house.

Jury to Edwards. Did the prisoner use to frequent the house?—Not of late.

GUILTY. Death. (Aged 25.)

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

583. **MARY BROWN** was indicted for stealing, on the 19th of July, nine shillings and six-pence; the goods of Samuel Dunt.

SAMUEL DUNT sworn.

I am a carpenter; I live with Mr. Rumbold, in Haydon-square. The pri-

soner took nine shillings and six-pence out of my pocket, on the 19th of July, between one and two o'clock in the morning, it was in Back-lane, I was going to see a young fellow home that was very much in liquor, into Old Gravel-lane, he was with me; his name is Stocking.

Q. Was you in liquor at all?—Yes, I was. The prisoner took this nine shillings and six-pence out of my pocket while I was on the bed; I was picked up in the street, and I went home with her.

Q. Where did you go?—I don't know the number of the house, it was in Back-lane; I went up to her lodgings, I had nine shillings and six-pence in my pocket when I went into the room; I believe in the whole of the time I was about an hour with her; I never saw the woman before to my knowledge.

Q. Was there any bed in the room?—Yes.

Q. Were either of you on the bed?—Yes.

Q. When did you miss your money?—I missed it before I rose from the bed, and directly found it in her hands; I felt it in my pocket before I laid on the bed at all; I held her hands, and cried to the watchman; I went to the window, and the watchman said that he had no business that side of the way; that person did not come; I had her three quarters of an hour before any body came to my assistance; at last this gentleman came to me, John Chaplain, he is an officer.

Q. How long might you be on the bed with her?—I suppose I might be on the bed for the space of five minutes. There was a part of the money taken out of her mouth, half a crown and three shillings.

JOHN CHAPLIN sworn.

I am an officer belonging to police office, Whitechapel; about the hour of two on the 19th of July, I was at the end of

of Rosemary-lane, I heard the cry of murder! we went down this Back lane, we saw the prisoner at the window crying murder; the street door was open we went up stairs, and burst the door open where the prisoner and prosecutor were; the prosecutor said that he had been robbed of nine shillings and six-pence; immediately we searched the prisoner, we found nothing in her clothes and pocket but one bad shilling and a few bad halfpence, and some duplicates; I took her by the face, and I found half a crown and three shillings in her mouth.

Q. Did you search the bed?—Yes, the room all over. She cried murder.

Q. When you came up did she make any complaint against the man?—She did not, she said nothing. When we first entered the room the prosecutor said that he had been robbed; she said nothing to that.

Prisoner. Ask him if so be I did not say I had been beat in a desperate manner by that gentleman there, that has come against me?—Not to my knowledge, I heard no such word mentioned.

Prisoner. The gentleman asked me what money I had about me? I told him I had no money but what was my own; the gentleman who was with me beat me, and kept his hand by my throat, and almost choked me, and when the officer came up, he took nine shillings out of the other man's pocket.

Chaplin. There were four in the room when I went in, Stocking and one Mary Clarke were together, and Samuel Dunt and Mary Brown, and John Stocking seemed to be very much in liquor, he was laying on the bed when we went into the room; Dunt did not seem so much in liquor; the girls seemed very sober.

Prisoner. The nine shillings was taken out of the other man's pocket, in the morning before the justice.

Chaplin. There was nine shillings taken from John Stocking, which he swore positively to before the justice, Mr. Wickham.

Prisoner. The money that was taken from me was my own.

The prisoner called two witnesses who gave her a good character.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice GROSE.*

584. THOMAS GROVES was indicted for stealing, on the 14th of July, seventeen pieces of elm timber quartering, containing in length a hundred and ten feet, value 5s. three other pieces of timber quartering, containing in length nine feet, value 6d. the goods of Jonathan Passingham.

JONATHAN PASSINGHAM *sworn.*

I am a farmer at Elton; I lost a great many things, and I searched the prisoner's house, and I found seventeen pieces of timber in his house, elm timber, what they call quartering, they were up in the roof of his house, buried under some turf and three in the garden.

Q. Was he present when you found these things?—Yes, he said that he took them to make a fence.

Q. Did you not tell him it would be better for him if he would confess?—I never said any thing to him.

Q. How do you know they were your property?—I can swear to them, because they were part of a barn.

Q. Had the barn been pulled down?—Yes. I had missed such, and I asked him two days before, about such things, whether he had got them? and he told me no.

Prisoner.

Prisoner. The fence is his, and the house is his, and I have rented the house of him this twenty years; and the fence was so bad, that I was liable of being indicted every day; they lay on the turf, some of them were out of sight, but not all.

— PENNY *sworn.*

I saw these things concealed with a few turf over them, and those in the garden laid under some weeds.

Court to Passingham. Is it your house? — I rent it along with the farm, and he lives in the house; I let it to the prisoner.

Q. Did any of his fence want repairing? — His hedge was down.

Q. Was this a proper thing for repairing his fence? — Not at all fit; of late years it had always been repaired with bushes.

JOSEPH PERSON *sworn.*

I am clerk to a surveyor in the building line; I was requested to look at this timber the 22d of July, I went down and examined the timber, and I found there were two pieces which the prisoner said the prosecutor's father gave to him some time ago; I asked Mr. Passingham if this was all that he had to alledge against the prisoner? as I and two or three more went down to see if he would not admit him to bail, he said that he expected he should be acquitted on his trial, and he was determined to imprison him till the time of his trial; he said also to me this morning that he was very sorry that he had any hand in it at all; all the timber, if it was sold to a wood chopper in London, would not fetch two shillings.

Court to Penny. Was it old or new timber? — Some were old and some not so old.

The prisoner called three witnesses who gave him a very good character.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

585. ELIZABETH GROVES the wife of Thomas Groves, was indicted for stealing, on the 10th of July, a brass kettle, value 1s. 9d. a linen handkerchief, value 6d. two linen table cloths, value 7s. a linen towel, 6d. a linen dresser cloth, value 1s. the goods of Jonathan Passingham.

JONATHAN PASSINGHAM *sworn.*

On the same day we searched the prisoner's house we found these things belonging to me, she washed at my house, she is the wife of the former prisoner; I cannot swear that she stole them, I found them in the house.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

586. JOHN GARDINER was indicted for stealing, on the 8th of July, a stuff petticoat, value 7s. the goods of Edward Morpew.

FRANCES MORPHEW *sworn.*

I am the wife of Edward Morpew; I lost the things out of window the 8th of July, between three and four o'clock in the morning; I missed it when I got up between six and seven, the window was open at that time between three and four by my being so hot, the petticoat was on the ground, I left it there when I went to bed.

Mr. Knowlys. It was some time before you heard of this petticoat? — It was from Monday till Saturday.

Q. You know nothing about the prisoner? — No.

Court. Did you sleep on the ground floor? — No.

Q. Does your window look towards the street? Could any body get in? how high was it from the ground? — One story.

Q. Could

Q. Could any body easily get in at the window?—As far as I know.

Q. Was any thing else lost?—Yes, several other things.

JOHN CHAPLIN *sworn.*

I am an officer. About four o'clock Monday morning the 8th of July, I meets John Gardner in Lambeth-street, White-chapel, about a quarter of a mile from Morpew's house, I met him there with a bundle and another young man with him, coming the way from the house that had been robbed, I stopped him, seeing him have a bundle under his arm, asked him what he had got? he said he had a jacket, I felt of it, I told him it was no jacket, Sir, says he, you may depend upon it, it is, if you will take my word, I told him I was an officer and I insisted on seeing it; he said, I might depend upon it, it was one of his own killing jackets; he is a butcher, I had some knowledge of him, but not at that present time when I stopped him. Says he, if you will step to the other side of the road I will tell you the truth, it is a woman's petticoat, and I hope you will not hurt me; which I opened and found it was a stuff petticoat, I took him into custody and at half past ten had him before Mr. Wickham.

Q. Did you search him to see if there were any other things about him?—I did not, I had not that knowledge about me at that present time, being only a young officer. This petticoat was tied up in a silk handkerchief which was marked E.M. on it. When he was up to Mr. Wickham's, he was committed to the house of correction, he came up again on Thursday and was acquitted, because nobody came up, and on Saturday Mrs. Morpew came up in consequence of an advertisement.

Mr. Knowl's. This man is a working Butcher?—He is.

Q. He worked for Mr. Williams?—He did.

Q. He was discharged on Thursday, and you know that then he went to his master's?—I met him in St. Catherine's in the same dress he is now after he was discharged.

Q. You found him at his Master's on Saturday?—I did.

Q. Was he in his working dress then?—I cannot say.

Q. However he was at his master's the two days after he was discharged?—He was.

Mrs. Morpew. The petticoat is mine; I know it by the particular mark about it. I had a pair of velvet breeches and a pocket taken, which were returned out of a neighbour's yard.

Prisoner. I was coming along the morning I was taken up, and a man saw me pick the petticoat up, and he asked me what I had got? and I told him, I don't know, the man is here now that see me pick it up.

WILLIAM HUGHES *sworn.*

I live in St. George's-fields, at No. 4, Kings-building's, Pearl-row, opposite the Magdalen, my wife dresses dolls for the warehouse, and I get a shilling or two when I can, at any sort of labour. I think I saw the prisoner about three times in my life; I was going towards Clerkenwell and I saw this young man pick up a bundle; I do positively swear it was him.

Q. When was this?—It was Monday morning the 8th of July, to the best of my knowledge about five o'clock in the morning, says I, what have you got there? says he, I have found a bundle. I don't know who dropped it no more than you.

Q. Did you see what that bundle contained?—No, I did not; the bundle was not opened in my presence.

Q. Where was it you saw him?—In Ratcliff-highway.

The prisoner called four witnesses who gave him a good character.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice GROSE*

587. HENRY CHAPMAN was indicted for stealing on the 7th of August, a half crown, and four shillings in monies numbered, the monies of Henry Fourdrinier the elder, William Bloxam, Henry Fourdrinier the younger and Charles Fourdrinier.

CHARLES FOURDRINIER sworn.

I am a stationer. I have partners, Henry Fourdrinier the elder, William Bloxam, Henry Fourdrinier the younger and myself. From the very frequent and continual loss, and from the particular times that money had been stolen, we strongly suspected the prisoner at the bar, he was a porter of ours, he lived and slept in the house; on the 6th of August after all the servants had left business, I really don't know the exact time, we placed half a crown and four shillings in a drawer which were previously marked; the other servants left business about eight o'clock.

Q. Did you do it yourself?—I saw it done, it was placed in the drawer from whence the money had frequently been stolen. It was a drawer without a lock, it was in the shop, next drawer to the till.

Mr. Knowlys. When did you make these marks?—I made them three hours before they were stole, I made the mark the time as I put the money in the drawer, I marked one, and there were marks on the others and I took down the marks; I marked a shilling.

Q. Did you take down these marks with a view of observing the shillings again?—I did.

Q. Then you may read your paper?—There are three round o's on one shilling, I made them with my penknife. The money remained there that evening so marked; at half past six o'clock the 7th of August the next morning, I sent for the constable, we had the prisoner searched; the money was found on him, the very identical money with some other money; it was found in his pocket.

Q. In his Waistcoat or breeches?—I really don't recollect.

Q. Did you see it taken from him?—I did. The money was given to the constable immediately and sealed up; he was taken before the Lord Mayor, and the Lord Mayor granted us a warrant; and in his box there was ninety-four guineas.

Q. In the first place this box was in your house?—It was.

Q. The place where the prisoner dwelt?—It was.

Q. There are no other persons interested in the business except those four you mentioned?—There is not.

Q. Is there any other person who derives any profit from the business of this house?—Clearly not.

Q. No person whose name is not given to the world?—No.

Q. Have you any foreman who is paid out of the profit in proportion to these profits?—No, none.

Q. This man lived with you as a porter for nine years; Was he ever turned away?—No.

Q. Then he had been nine years in your house and never once turned away. Had it happened that there had been any difference of opinion between you and this man some time before this matter took place?—Yes, there was.

Q. How long was it before that this quarrel happened between you?—I believe it might be about a fortnight.

Q. That quarrel I believe was known to the persons in the shop?—Clearly so.

Q. And

Q. And I suppose among the persons in the shop it was likewise known to those who marked that money which was put by in this drawer?—Certainly it was.

Q. Pray will you be so good as to tell what were the names of the persons who assisted in this operation of marking the money and putting it into this drawer?—Mr. Nellum and Mr. Liddle.

Q. This quarrel got to some height?—Not at all.

Q. This money was not put in the till? it was put in a drawer where money was not expected to be put?—It used to be frequently put there; the only reason it was put in that drawer was, when the foreman or person who took it, had not the key of the till.

Q. The till I take it for granted was locked?—It ought to be.

Q. I believe you have a person of the name of Sale in your employment?—We have at this moment.

Q. This person had on more occasions than one been the means of restoring bank notes which had been by the carelessness or negligence of Mr. Sale been found on the floor?—I don't recollect.

Q. I think you say on the 6th of August this money was found there; who was with you at the time?—The constable.

Q. No one else?—Mr. Sale was in the counting house at the time.

Q. Had not the other servants access to this drawer?—All the servants, except the house maid who was up stairs about her business, had access to this drawer.

Court. Was this money found on him in the counting house?—He was searched in the counting house.

Mr. Knowlrs. This man after six o'clock had the liberty of going out to get his supper?—He had not, he had after eight o'clock.

Q. In consequence he had the means of carrying any thing away, if he had a

dishonest intention. I would ask you this question, has it not been said that if it had not been for this quarrel this prosecution would not have been carried on to this length; has not this been said in your hearing, and in your house?—Upon my honour I never heard it, I am confident it never was said so; I abominate such conduct.

THOMAS NELLUM *sworn.*

I live in the house of Mr. Fourdrinier; I am his shopman, we had repeatedly lost money out of the drawer; Monday evening the 5th of August, after I left work a quire of cartridge paper was sold for fifteen-pence, this fifteen-pence was missing from the drawer.

Q. Do you know any thing about marking this money?—I do not; I saw it after it was marked, and put it into the drawer myself, a little after eight o'clock between eight and nine, this was Tuesday evening when the four shillings and half crown was put into the drawer, all the men were gone except Mr. Liddle and myself, one shilling was marked with a figure of two on each side, another shilling was marked with a figure of three on one side, one was marked with an half moon, and a C. the other shilling I cannot say how it was marked.

Q. Look at that paper, see if they correspond?—They are the same marks exactly; I put the money into the drawer myself, and the clerk see me put it in, and then I bid him good night; in the morning when I came about seven o'clock, the shop was open about that time, the first thing I went and looked at the till, and I saw the money was gone, I went and informed Mr. Charles Fourdrinier of it, he told me to be particular and see that it was gone, Mr. Fourdrinier sent for Mr. Black the constable, and all three porters were called in, and there was some money laid down on the desk, outside, and I picked out the money.

Mr.

Mr. Knapp. You are shopman to the prosecutor, how long have you been so?—Sixteen years.

Q. The prisoner at the bar has lived in the house some time I believe?—He has been in the house about six years.

Q. How many other fellow servants might you have in the house?—I suppose more than twenty, clerks and all.

Q. Does the elder Mr. Fourdrinier live in the house now?—Not in Lombard-street.

Q. Who lives in that house?—Mr. Charles Fourdrinier alone.

Q. This drawer that you put the money in was left open?—It has no lock on it.

Q. The till is separate from the drawer at some distance?—It adjoins to it.

Q. The till is always locked?—It is generally locked, without we are behind the counter.

Q. Do you know what quantity of money there was in the drawer besides what you put in?—I don't think there was any money at all.

Q. Did you look? did you take particular notice that there was no other money in the drawer?—I don't know that there were.

Q. Will you swear there was no other money in the drawer?—I will swear I put no more in.

Q. Will you swear there was no other money in the drawer at the time this marked money was put in the drawer?—I don't think there was.

Q. The clerks of course had access to this drawer as well as every person that works in the shop?—I don't think they could after eight o'clock at night.

Q. Will you take on yourself to say that not any other person was at that drawer all that night, all the time that you was standing centinal?—No, I cannot say that, it is impossible, for I left the shop.

Q. Do you know of any quarrel between the prisoner at the bar and any of the servants in the house?—Quarrel!

Q. Don't you understand me, man?—I heard some little dispute.

Q. What was it about?—I don't know, I was not acquainted with it.

Q. Who was it between?—There was some little dispute between Mr. Liddle and the prisoner at the bar.

Q. Had there not been frequent disputes between the prisoner and you?—When he did not do his duty I quarrelled with him.

Q. Did not you hear of any quarrel between your young master and prisoner;—I cannot swear for six or seven years ago.

Q. You say then six or seven years ago there might be a quarrel?—I say there might in the course of six or seven years.

Q. What do you think of a fortnight before this transaction happened?—I do not recollect any thing of that sort happening, I will swear that.

Q. Do you know old Mr. Fourdrinier?—Very well.

Q. Do you remember any conversation taking place between old Mr. Fourdrinier, and his saying if it had not been for this quarrel between the prisoner and your young master, this prosecution would not have taken place?—I never heard it in my life.

Fourdrinier. I saw the money in the drawer myself at half past one in the morning on the 7th, and I saw the money in the drawer again at half past six.

Mr. Knowlys. There is one other circumstance, Mr. Fourdrinier, with respect to this quarrel?—Chapman has been in the habit of living with me since I have been in house-keeping for myself this two years; I told him that he was welcome to the cupboard, and I never

never locked any individual thing up from any one.

Court. We cannot go into these particulars.

JOSEPH LIDDLE *sworn.*

I am clerk; I was present at the time that the money was put into the drawer, it was about eight o'clock in the evening of the 6th of August last, the money was marked.

Q. Do you know of your own knowledge whether there was any paper taken of the marks?—Yes, there was, I took one myself; I have got that paper, I have kept it ever since I took it; I was not present when the money was taken out of the prisoner's pocket.

Q. Should you know the money again?—Yes, I should.

Mr. Knowlys. You are one of the clerks there?—I am.

Q. This man was in the service before you came into it?—Yes, he was.

Q. How long have you been in this service?—Nine months.

Q. This drawer was not the place where the money was usually kept?—It was put there when we had not the key of the till.

Q. Was it in your time that the prisoner picked up a bank note?—No, it was not.

Q. Have you not heard it mentioned by all the servants in the shop as a common occurrence?—I have heard it, but not by all.

Q. Was Nellum acquainted with this fact?—Yes, he was.

Q. That fact Nellum was acquainted with?—He was.

Q. He restored it to Mr. Sale, did not he?—I do not know to whom he restored it.

Q. Do you remember the quarrel that took place between your young master and this man?—I recollect perfectly well

there was a quarrel between them, I don't recollect all the circumstances.

Q. It was generally known to the servants of the house?—It was.

Q. And Nellum at that time was a servant of the house?—He was.

Q. Was you present when the prisoner's wife came to old Mr. Fourdrinier, and he said this would not have taken place, had it not been for that quarrel that Mr. Charles Fourdrinier had with the prisoner?—I did not hear such a thing.

THOMAS BLACK *sworn.*

I am a constable; I was sent for by Mr. Charles Fourdrinier on Wednesday the 7th of August last, between seven and eight, when the prisoner was present, Mr. Fourdrinier ordered me to search the three men who were in the shop, for he had lost some money; the prisoner stood first; accordingly I told him to pull what money he had out of his pocket, which he did, and out of which Mr. Charles Fourdrinier claimed, as his property, a half crown piece and four shillings in silver; there was a half guinea besides in gold, and twelve shillings and sixpence on him.

Mr. Knapp. The prisoner stood first to be examined?—All the men were to be examined.

Q. And you told the prisoner to pull out of his pocket all the money he had, which he readily acquiesced in?—He did.

Q. In his pocket he had half a guinea, and twelve shillings and sixpence in silver?—He had.

Court. Have you the money?—I have kept it ever since. (Produced and deposited to.)

Prisoner. This money was laid in that drawer, and looking into the drawer I found it there, and thinking it was not in its proper place I took it, and meant to return it, as I had returned bank notes

and other money before; it was there, but I did not know what it was put there for; they sent for a constable unknown to me; had they asked for the money before I should have given it them, and in two minutes time they sent me to the Poultry Compter. I pulled my money out as soon as I was asked.

WILLIAM SALE *sworn.*

Q. I believe you are clerk and cashier to Messrs. Fourdrinier?—I am; I have been there nine years, and the prisoner was there rather before me.

Q. I would ask you whether, by accident, any bank notes have been dropped in the shop and returned?—Not to my knowledge; there has been behind an ink stand, either a bank note or a bill of exchange.

Q. By whom was it returned to its proper place?—Not by the prisoner at the bar,

Q. I ask you whether any such fact has taken place within your knowledge?—Not as to paper.

Q. Has it as to money?—Yes, it has.

Q. Has it happened that the prisoner has found money not in a place of security, which he has told you of, so as to enable you to put it in a place of security?—Once in my knowledge he has.

Court. How much money was it?—One guinea.

Q. Where was it left?—I don't know where he found it; he gave it me in the morning, and told me it was in a little insecure drawer above my desk.

Q. How long ago is that?—I suppose two years ago or more.

Q. Do you know whether he has had the opportunity of doing it again since?—Not within my knowledge.

Q. Pray did Nelligum live with you at that time?—Yes, and long before.

Q. I believe the fact of having found a guinea and returned it to you, was the conversation in the house?—I don't know

that it was, it was not to my knowledge.

Q. What has been his character for honesty?—I believed him an honest character till the present.

Q. You thought him a trust worthy man?—I did.

MARIA KEMP *sworn.*

Q. You are the house maid in this house of Messrs. Fourdriniers?—Yes.

Q. How long have you been so?—Two years, and three quarters.

Q. You know the prisoner at the bar?—I do.

Q. You sweep out the shop and warehouse?—No, I do not.

Q. During the time that you have been in the employment of Mr. Fourdriniers, have you not heard of the prisoner having found money, and returned it to Mr. Sale?—I have seen money in the counting house, but I cannot answer to his returning it.

ISAAC THOMPSON *sworn.*

I am employed in the house of Messrs. Fourdriniers.

Q. Do you know of any fact of the prisoner having found money in his master's house that was carelessly thrown by, or dropped, and having returned it?

—I know that money has been carelessly left, and not locked up, he has called me in once or twice to see it.

Q. Do you know whether he represented that negligence to the clerk of the house?—I do not.

The prisoner called eight witnesses who gave him an excellent character.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

588. JOHN ELLISON was indicted for stealing, on the 27th of June, a canvas.

canvas wrapper, value 1s. 6d. and a hundred and twenty pair of worsted stockings, value 9l. the goods of John Shelly.

— **WORRALL** *sworn.*

John Shelly is a carrier, I am his book-keeper. He lost a canvas bag, and stockings from the Castle, in Wood-street, the parcel was in the yard, just by the warehouse door, just unloaded from the waggon; I saw the man bring the parcel back again, I did not see him take it, I saw it put down at the warehouse door from the waggon; I have got the bill of lading of the waggon, it came by post.

THOMAS WILSON *sworn.*

I am a manufacturer of Kendal stockings; I sent these stockings from Kendal the 15th of June, there were ten dozen, or a hundred and twenty pair, they were tied up in single dozens, and put in a canvas wrapper, I tied them up my own self, the stockings are here, they were sent by John Shelly's waggon.

Q. Was there any shop mark on them?
— There is.

Mr. Knapp. We understand that this canvas wrapper containing some stockings were to be sent by the Kendal waggon?—It was.

Q. I take it for granted you employ a great many servants under you?—Not a great many.

Q. Did you deliver these goods yourself, or sent a servant with them?—I delivered them myself to the porter, that comes about, his name is Thomas Beech; but I see they were entered in the carrier's book.

Q. But the person to whom you delivered them is not here.

JOHN COX *sworn.*

I have a bill of parcels that came by the post, of these goods; I am servant to

Barlow and Marsh, they are hosiers, No. 57, Gracechurch-street.

Court to Wilson. To whom were these consigned?—To Barlow and Marsh, Gracechurch-street. (Shewn the bill of parcels.) This is the bill of parcels that I sent.

RICHARD ARGENT *sworn.*

I am clerk to Mr. Shelly; I was sitting in the warehouse, and I saw a man come up the yard, and he looked into the warehouse, and looked into the counting house, and he went up, and came back, and I heard a rustling among the straw, and I looked out, and I saw him with the truss on his back, and I went after him, and overtook him just at the gateway, I took hold of him, and told him that he must not take that away without letting me know what business he had with it, he said he bought this and another.

Court to Wilson. Where does Mr. Shelley live?—He lives at a place called Smitherbrook, near Wigan, he is the London carrier.

— **WORRALL** *sworn.*

Q. Whose yard is that?—The Castle yard, it belongs to me.

Q. Do not you look on yourself, as answerable for all property that is put down at your door?—The carrier pays me warehouse room for it.

Mr. Wilson. Do you know whether Mr. Shelly has any partner?—Not that I know of; he collects the bills in himself at Kendal.

GUILTY. (Aged 32.)

Transported for seven years.

Tried by the London Jury before

Mr. Justice HEATH.

THOMAS

value 4d. half a guinea, and eight shillings in monies numbered; the goods and monies of Thomas Crips.

Thomas Crips was called on his recognizance.

Not Guilty.

Tried by the second Middlesex Jury before

Mr. Justice GROSE.

The Third Part will be published in a few days.

THE WHOLE
PROCEEDINGS

ON THE

**KING's Commission of the Peace Oyer and Terminer,
and Gaol Delivery for the City of LONDON;**

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 11th of *September*, 1793, and the following Days:

Being the **SEVENTH SESSION** in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, No. 35, *Goswell-Street*;

And Published by Authority.

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PRICE TWO SHILLINGS.

THE WHOLE
PROCEEDINGS
ON THE

KING's Commission of the Peace, Oyer and Terminer
and Gaol Delivery for the City of LONDON, &c.

590. **JOSEPH NEWITT** and **JOHN DAVIS** were indicted for stealing, on the 29th of July, a cotton counterpane, value 2s. a linen sheet, value 2s. a looking glass, value 2s. a linen waistcoat, value 6d. a woollen blanket, value 2s. the goods of William Naybours.

WILLIAM NAYBOURS *sworn.*

On the 29th of July I quitted my house about seven o'clock, about business; I live in Baldwin-street, Old-street, and I returned about half after nine, and I was informed that the bed room was broke open; when I went to my wife, she was at her mother's, that was where I was first informed of it; when I went home I saw one lodger at the door, I live on the ground floor; I went into my lodging room, and missed what is mention in the indictment; they were in the lodging room when I left it; I was informed that there were two men taken

up by Mr. Gals the constable, and taken to Worship-street; the constable came to me the next morning, to tell me to go to Worship-street, to swear to my things, and there these things were brought forward, and I swore to them that they were my property.

SARAH APPLEBEE.

Q. How old are you?—I am nine years old.

Q. Do you know the nature of an oath?—Yes.

Q. What will become of you if you swear falsely?—I shall go to the naughty man.

sworn.

Q. Now what do you know of this matter?—I live in Baldwin-street, Old-street, No. 7, we live in Mr. Naybours's house, I lodge there, my mother and father does; it was six weeks ago that I came home on Monday night, I came home.

home about ten minutes past five from school; I went to work, and had a little girl to help me; my father and mother has the one pair of stairs at Mr. Naybours; Nancy Bantum asked me if I would come and sit down with her? and I went down, and when I went down stairs I locked the door and put the key on the side of the stairs, and who should I meet in the passage but the tallest man, Joseph Newitt; I am sure they are both the same men, only they have got different clothes, and I asked him who he wanted? he said he had only been to make water; that was in our passage, and he went out of the door, and I went out of the door with him, and he tapped me under the chin, and bid me good by; and he went to the end of the alley, and there he stood about ten minutes; I stopped at my own door and see them both stand at the end of the alley, and they looked up and see me standing there, and then he rather went on one side, and then I went away and sat down to work with Nancy Bantum; presently I heard somebody whispering.

Q. Where did you sit at work with Nancy Bantum?—At her house, at her street door. When I heard somebody whispering, I looked back and I saw our street door wide open; I had shut it, and pushed my hand against it to see if it was fast, and then Nancy Bantum came along with me to our street door, and sees both these men in the passage, and we asked them who they wanted? they said nothing, but brushed by us and ran off; then I ran after them, and hallooed out stop thief! and the shortest man, John Davis, was taken in Brick-lane.

Prisoner Davis. Ask the child whether she ever saw me in the entry?—I saw both of them.

Q. She did not say so at the office?—I did.

ANN NAYBOURS *sworn.*

I was out when this happened; I was sent for by the last little girl's father; the

house is ours; I was sent for after it happened, I believe it was the 29th of July, on a Monday, and when I came home about midnight, between seven and eight o'clock in the evening; I had been at my mother's all the day; when I got home I looked and went across the yard, and saw the windows were opened, and saw the things were gone, a quilt, a blanket, a sheet, a looking glass, all the things in the indictment; I shut the door and I returned back again, I did no more that night.

ANN BANTUM *sworn.*

I am sixteen; I live near Mr. Naybours; I am an apprentice to a mantua-maker, and my mistress ordered me to go home an hour before my time, it was on Monday the 29th of July, a little before five; as I came up the alley, Baldwin's-alley, their door was open and I saw that man Davis standing in the middle of Mrs. Naybours's entry; he had a green coat on then, that was before Sarah Applebee had come to me, and when she came to me she told me about the tall man, and when she told me of that, I told her that I saw a young man in green; she came over to me, and we sat and worked there; after that I thought I heard the latch lift up, and I told her; the house where I was, was within hearing of what passed at Mrs. Naybours; she ran to her own door and called me, and when I went I saw this shortest man half way down the alley, he seemed as if he was tying an apron on, and then he went out of my sight, and I saw the tallest man in the entry just by the street door, and there were some things, which he had dropped, just by his feet; and I said, why, fellow! what do you do there? and he ran by me; then I could not leave the house, because there was nobody at home but me.

Q. Did you see at any time after Sarah Applebee came to you, that her house door was shut?—Yes, it was shut.

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Q. How

Q. How long was she with you before this happened?—She was not with me a quarter of an hour before I heard the latch go.

Q. Into what part did the window of the house look?—Into the back yard.

Q. Does this alley go into the back yard?—No.

Q. Then how could they get into the house?—As they opened the street door the yard door fronted them, and they got in that way; the street door was only on the latch.

Court to Applebee. You say you put your foot against the door, did you leave the door on the latch or lock?—I left it on the latch.

SAMUEL HEATH *sworn.*

I had occasion to go to Old-street for some ham, on Monday the 29th of July about seven o'clock, or it may be half after, while I was agreeing with the man for the ham, there was a cry of stop thief! about two hundred yards from Baldwin's-court, there were several people running after Newitt the prisoner at the bar, he was running very fast away, I pursued him down Rotten row, and he went down into a privy there, when I opened the door, he said, what do you want with me? and then I told him he was the man that just ran by me; he at first objected to go along with me, but afterward he did go; I took him to Mr. Naybours where the other was detained, Davis; I did not know it then, I found him there; I was ordered before the magistrate, he bound me to appear here.

Q. Was Newitt searched in your presence?—Yes, there was a knife and some halfpence and six-pence found in his waistcoat pocket; and the other had his pocket full of snuff. I bring the things here, they were delivered to me by the constable, by order of the justice.

DRAPER WINDSOR *sworn.*

I live in Mitchell-street, that Baldwin's-court leads out into; I was alarmed by the cry of stop thief on the 29th of July, I saw the prisoner at the bar, Davis, I pursued him out of Mitchell-street into Brick-lane, he was running very fast, there were no property on him when I took him; there was a something found in a passage by a Mrs. Rose.

JANE ROSE *sworn.*

I live at No. 5, Brick-lane, I heard a cry of stop thief; I keep a little taylor's shop; in the mean time a person was in my shop that brought a job of work, and that person ran out, and I ran out and saw a bundle lay within side of my passage.

Q. Do you know Mr. Naybours's house?—I do now.

Q. How far is your passage from Mrs. Naybours's?—The space of two hundred yards or more.

Q. Is it in the way that either of the prisoners ran?—Yes, Davis was taken within three or four yards from my door; the constable came next day and took the bundle from my house.

JOHN GASS *sworn.*

I was sent for on the 29th to take charge of the two prisoners at the bar, it was about half past seven, I went and took charge of the two prisoners at the bar, I took them to Worship street they were ordered to be examined the next morning, the next morning a young woman came to my house and told me there was something thrown into a house in Brick-lane, I went, and Mrs. Rose delivered me the bundle the next morning; I have kept it ever since. (Produced and deposed to by Mrs. Naybours, the counterpane in particular being on her bed in the morning when she went out; and the sheet unripped in the middle.)

Court

Court to Sarah Applebee. Did you see the prisoner drop any thing in the passage?
— Yes, they dropped a black satin waist-coat, I cannot rightly say who dropped it, I was so frightened, I looked at it on the ground; my daddy first picked up the glass, he fell over it,

Prisoner Newitt. I was going out of a necessary through Rotten-row, into Old-street-road, and a parcel of men came up to me, and said, I was their prisoner, and I went with them to where the things were lost, but I am as innocent of the robbery as a child just come from his mother's womb.

Prisoner Davis. My mother lives at the back of Shoreditch Church, I had not been home all that day, because my mother was out, I was coming at the back of Old-street Church, and I heard the cry of stop thief! and some men came out of a public house and laid hold of me, and said I was their prisoner.

The prisoner Newitt called one witness, and Davis three, who gave them good characters.

Joseph Newitt, GUILTY. (Aged 24.)

John Davis, GUILTY. (Aged 12.)

To go for Soldiers.

Trled by the second Middlesex Jury before

Mr. Justice GROSE.

591. SAMUEL YOUNG was indicted for feloniously making an assault on the King's highway, on the 6th of July, on Benjamin Burrows, and putting him in fear and feloniously taking from his person and against his will, a metal watch, value 4^s. a stone seal set in metal, value 3d. a metal watch key, value 1d. the goods of the said Benjamin Burroughs.

BENJAMIN BURROUGHS sworn.

I live in Tothill-street, Westminster; I am an old feeble man in no kind of busi-

ness whatever, I am near sixty-eight, I was robbed of a metal watch in Tothill-street; as I was walking along, on Saturday night, the 6th of July last, about half past seven to the best of my knowledge, I was walking along, there was this soldier and another, I was just at the corner of Fleece-passage which is a thoroughfare, both the soldiers took hold of my arm, the prisoner was one, I was very feeble and weak as I am now, and they hustled me about, and I stooped down and they lifted me up, and one of them slipped the watch out of my pocket and walked off, I could not pursue them I was not able; my watch is here.

Q. How long was this a doing?—A few minutes.

Q. Did you know the prisoners before?—Never before this time.

Q. Now will you take on yourself, frightened as you was, and only having seen them but the course of a few minutes, to swear positively to his person?—I am sure it is the same.

Mr. Knowles. You say you are an old man?—Yes, near sixty-eight.

Q. Your eye sight is not so good as it was formerly?—I have used spectacles for years.

Q. Perhaps as you are getting very much in years you can hardly see without spectacles?—I can read a news paper with spectacles.

Q. You had not on your spectacles perhaps at this time?—I never use them only when I am reading a news paper.

Q. You say you slipped down?—I did.

Q. You took up a man of the name of Wilson?—I did, but I did not swear to him, and he was discharged.

Q. Did not you describe that the person who robbed you was taller than this man?—I know there was one taller present than this man.

Q. Did not you say that the person that robbed you was taller than this prisoner?
Q

prisoner?—I did not say so, that is the person.

Q. Did not you say before the justice that the person that robbed you was taller than the prisoner, and he spoke very rough?—I might say so.

Court. Did you swear to the prisoner before the justice?—No, I did not.

Q. How came it you did not swear to him before the justice?—Because I was not so clear of it as I am now, I have seen him twice since.

JOHN BAILIS *sworn.*

Q. Was you in Tothill-street at the time Mr. Burroughs was robbed?—No, Mr. Burroughs called on me the 8th of July in the morning, and told me he had been robbed of his watch; I went to Bow-street and gave information, I had some hand bills printed on the occasion; I had not been home above half an hour, before the watch was brought to my house by one John Lees; I know the watch; I made the watch.

RICHARD WILLIAMSON *sworn.*

I am a pawnbroker; I live in the Strand.

Q. Do you produce the watch?—No. On Saturday the 6th of July about eleven o'clock at night, the prisoner at the bar, dressed in soldiers clothes, with a boy in company with him in the same dress, came in and offered me this watch and pawned it, I lent him forty shillings on it.

Q. Had you known the prisoner before?—No.

Q. Are you sure as to his person?—I am. He came into the shop in a very great haste, says I, what hurry are you in? says he, I must provide myself with a great many necessities by to-morrow morning, he said the woman that cohabited with him had made away with all his linen; the shop was exceeding full, and he wanted to be served before any body else, he said

he must provide himself with these necessities.

Q. Did you take particular notice of him?—Yes, he wanted to sell it, I told him I was not able to buy it, it was too late in the evening; I am sure of his person; I lent him forty shillings on it. On Monday morning about nine o'clock, he came to me and told me he had lost his ticket and would wish to take it out to sell it, I told him he must have an affidavit, and go before a magistrate and take his oath that he had lost it, he went and took an oath, and returned in about an hour after with the affidavit, and John Lees, and John Lees took it out of pledge.

JOHN LEES *sworn.*

I am an hair dresser, I went with the prisoner to take a watch out of pawn; the prisoner said nothing to me any further than I was dressing of Mr. Jacques, and the prisoner said he had got a watch to sell; I gave the watch to Mr. Bailis, Mr. Jacques sent me down with it to him. (The watch deposed to by Bailis.)

Court to Burroughs. Was the watch you was robbed of, the same as Bailis made for you?—It was.

JOHN JACQUES *sworn.*

The prisoner at the bar came to me the 8th of July, while I was having my hair dressed, and he said he had lost a duplicate of a watch, and he did not know where the pawnbroker was, at which he had pawned it on Saturday night. When the boy came in I sent the boy with him, he came to me afterwards, and told me that the pawnbroker would make it fifty shillings if he would sell it, says I, if it is worth that to the pawnbroker it is worth that to me, I will give you fifty shillings for it for my own wear, he said he gave seven guineas for it, and he would be d—d but he came honestly by it.

Mr. Knowlys. This man made no scruple of his having pawned the watch on

on Saturday?—No, he told me he had pawned it on Saturday night, and lost the duplicate.

WILLIAM BROOKES *sworn.*

I am the constable. Mr. Jacques sent for me on Monday afternoon to apprehend this soldier and another; and I went and took them, and I took them to Bow-street, and they were committed.

Mr. Knowlys. Did you attend at Bow-street?—I did.

Q. Did you hear the prosecutor say the man that robbed him was taller than that man?—I did not hear any thing of it, I went out of the office; I did not give attention to any thing.

JOHN PRICE *sworn.*

I was at the Plough, Princess-street, Westminster; I believe it was about the 10th or 11th of July last, on a Wednesday, there was a soldier there, and this was a soldier too, and they were taking off a seal of a watch, and I understood that he said, the other soldier said to this man, that he had that watch to sell, and the man that bought it was the prisoner at the bar, the one sold the watch to the other for three guineas I believe, and he gave him a guinea down then.

Court. What is your business?—I am a paper hanger.

Q. Did you know the prisoner at the bar before this?—I have seen him before this.

Q. When did you first mention this matter?—I never mentioned it at all, it was mentioned to me; I was called upon about a week past.

Q. Are you any way related to the prisoner?—No, I never saw him only at the public house, I believe him to be an injured man, upon my word.

Court to Jacques. How much was it he offered it to you for?—He said the pawnbroker would make it fifty shillings provided the difference was paid; and I

was to give fifty shillings and to keep it, on payment of the fifty shillings I was to have the watch and to keep it.

GUILTY. Death. (Aged 22.)

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

592. **HOSEA OSBORNE** was indicted for stealing, on the 18th of August, eighty-five halfpence, value 3s. 6d. twenty-five copper farthings, value 6d. and 1s. 6d. in monies numbered, the monies of Edward Hemmings.

MARTHA HEMMINGS *sworn.*

I am the wife of Edward Hemmings, I keep the George and Dragon, Paradise-row, Chelsea; I lost some halfpence and farthings, and eighteen-pence in silver, on the 14th day of August, on a Wednesday. I had sent the prisoner up to bed before I went with my maid and myself; the prisoner was a boy for fetching in pots, and drawing beer; I sent him to bed about a quarter after ten; I went afterwards down in my cellar to look at my cellar, and I heard somebody walk over the tap room, the maid was with me in the cellar, and she said she believed it was the boy come down, and gone into the bar; I came up immediately into the tap room, I was in the dark, I had no candle; I met the boy coming out of the bar, he had no light, and I had not the candle with me, my maid had the candle, we had no light till I called her up with the candle, my maid came up immediately. I asked him then what he came doing in my bar? he said he had not been in. I asked him what was his business down stairs? he said somebody had knocked at the door; I told him that was no reason that he should come down, because he knew both the maid and I were up; I had not the courage to search him; my husband

band turned him out of doors when I told him, and he searched his clothes after he was gone; he turned him out the next morning about six o'clock, before I was up.

Q. Where were his clothes?—In the room where he slept; I brought the coat down, and I found it very heavy, and I opened it before my maid servant, and my husband; I found in it about four shillings and three halfpence, in halfpence and farthings, and one shilling and sixpence in silver, I think it was eighty four halfpence and twenty-five farthings, as near as I can guess, they were all together in his coat pocket; for about two days we could not tell where to find him; I cannot swear to the money, but there is one piece my maid can swear to.

Q. Can you swear that you lost any money?—My drawer was shut when I went down into the cellar, and when I came back the drawer was half open.

Q. Can you swear there was any money missing?—I cannot swear that, because I don't know what was in it.

Prisoner. I know nothing about it.

ELIZABETH THOMPSON *sworn.*

I am servant to Mrs. Hemmings.

Q. Do you know whether any money was missing from the till or the drawer?—I will not justly say that.

Q. Did you see the boy below stairs after he was sent up to bed?—Yes, I went down stairs along with my mistress to see that every thing was fast, and while I was down stairs along with my mistress, I heard somebody go across the tap room into the bar, my mistress says, what are you listening at? I said I hear somebody up stairs, and we both went up directly and caught him coming out of the bar.

Q. Did you observe the drawer open?—I did.

Q. Do you know whether it was shut before he went to bed?—That I cannot

tell; my mistress says to him, what is the reason you came down stairs after I sent you up to bed, and to come into my bar? he said he had not been in the bar.

Q. Had he been in the bar?—He was coming out of the bar.

Q. Did you see his clothes examined the next day?—I did, and there were eighty five halfpence, and twenty five farthings, and one shilling and sixpence in silver found in his clothes.

Q. Did you know the coat to be his?—Yes.

Q. Had you seen him wear it?—Yes.

Q. Do you know any of that money to belong to your master and mistress?—Yes, one piece, a copper piece; the constable has the money; he is here.

RICHARD DORRINGTON *sworn.*

I am a constable, I took up this boy on the 23d of August.

Q. Do you know whether that was the day of the robbery?—No, the robbery was on the 18th, I found him at Chelsea, at a manufactory, he was at work at a paper manufactory.

Q. Was you there the day the money was taken out of the coat?—When I found him they brought the money to the office in Queen's-square.

Q. Was any thing brought with the clothes?—Yes, some money.

Q. Who brought the money?—The Master. I apprehended the boy at a distance from their house, and then I brought him back to his master's, and from thence I took the boy away to the office, there they brought the clothes and money.

Q. Now can you tell whether it was the man or the woman, that brought the clothes and the money?—I believe it was the matter; when they came into the office I searched the coat pocket, and there

I found this property and I have kept it ever since.

Court to Mrs. Hemmings. Is that the money you took?— I cannot swear to it.

Court to Thompson. Look at that money and see if it is the same that was taken out of his coat?— I can swear to this one piece, I carried the money to the office.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. RECORDER.

593. ALEXANDER GORMAN and THOMAS WILLIAMS were indicted for feloniously making an assault on the King's highway, on Mary the wife of William Doggett on the 8th of June, and putting her in fear, and feloniously taking from her person and against her will, a silk handkerchief, value 3s. a muslin handkerchief, value 1s. the goods of the said Mary Doggett.

MARY DOGGETT *sworn.*

I am a married woman; this man came and made a great noise in my house on the 8th of June, I was going to market, I keep a private house, I have two rooms which I let out furnished.

Q. Who do you let them to?— To women. I was robbed in the fields as I was coming from market, it was in the evening between ten and eleven; as I went first out I saw these two men, they never were in my room in their lives; they ran back to me and caught hold of my arms, and one caught hold of my neck, and took the handkerchief off my neck.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. RECORDER.

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594. SUSANNA HAWKINS and NICHOLAS JAMES were indicted for Burglariously breaking and entering the dwelling house of Thomas Hanson, about the hour of twelve in the night of the 6th of July, and burglariously stealing therein, a silver watch, value 1l. a piece of silk ribbon, value 4d. a silver seal, value 6d. a mahogany watch stand, value 1s. a mahogany tea chest, value 5s. a silver tea spoon, value 2s. a pair of sugar tongs, value 8s. and nine hundred and sixty halfpence, value 2l. the goods and monies of the said Thomas Hanson.

THOMAS HANSON *sworn.*

I am a housekeeper; I keep a house at Hampton Wick. On the 6th of July at night about eleven o'clock, I shut up the house and went to bed, I was the last person that was over the house to see that all was fast; I always fasten the door myself. About five o'clock on the next morning the lodger came up to my room door, and knocked at my room door, and asked if I was up? his name is Thorpe, he is a soldier; and he said, the street door was left open, I came down stairs immediately and I did not miss any thing at all then, I found the door open and I went up stairs again, and down stairs again the second time, and I missed the tea chest; as soon as I dressed myself I went to a butcher's shop, and I said to a young fellow that was in the shop, I have been robbed to night; I had no suspicion of the prisoners but from the information he gave me; I went over to Kingston and I got a search warrant to search the prisoner Susanna Hawkins's lodgings, she lodged in Kingston, I believe they are her lodgings, I never asked that question, I saw her in the lodgings, and the other prisoner James was with her they were not in bed but up and dressed, I got there by six o'clock in the morning, within a very few minutes; we looked about the house and

and could find nothing, I told Susanna Hawkins if she would not tell me where the goods were I should take her on suspicion, and if she did, I said, I would not hurt her; in consequence of that I found my property; she put on her bonnet and cloak directly, and took me and another young man up into a field, and she shewed us the tea chest and the watch, and this case under a fir bush, it was very visible, you might have seen it in the open road almost within twenty yards; we brought that home, she took us into the lodgings, and on the bed's head she said there was a tea spoon and tea tongs.

Q. Now with regard to your house you was the last person that went to bed, you was not the first person that went out in the morning?—No, it was the soldier that went out first in the morning.

Q. Was there any violence done to your house at all?—No, none at all, the sash window was thrown open that was all, the room was on the ground floor. There appeared to be no violence done to any part of the house, the street door was fastened with a chain that went across, that chain was undone but no violence, the chain was unhooked.

Q. Was it light when this soldier came up to you?—Yes, it was quite light, it was early in July the sun was rose; the soldier is not here, he is with his regiment.

Q. Have you any idea how the people got into the house?—All that I know is, that the window was down when I went to bed, and was open when I got up in the morning; the window was not fastened only pulled down.

Q. Was a mahogany watch stand lost?—Yes.

Q. Did you find that?—This watch was in this stand.

Q. Had the watch a ribbon and key?—Yes.

Q. Were there nine hundred and sixty halfpence in the tea chest?—I never particularly counted them; I suppose there were that number or more.

Q. What is the worth of the watch?—It is not of great worth, it was my grandfather's, it is not worth much, it never goes true, if I was to sell it I would sell it for half a guinea, but I do not want to sell it.

Q. What is the value of the tea chest?—It is a mahogany one, very small, two shillings.

Q. What is the price of the tea spoon?—I would sell it for six-pence.

Q. What is the worth of the tea tongs?—I think they are worth five shillings.

Q. Did the two prisoners live together, cohabit together?—Not to my knowledge, I have often seen them walking together, he used to come to her to my house when she was at work for my lodgers, she washed for them.

Q. What business is this man?—He is a soldier in the tenth regiment of light dragoons.

Q. As to the woman, has she ever been in your house?—She has been in my house many times.

Q. When had you last seen the soldier in your house? how long before this robbery?—I cannot recollect, it may be a week, or more. As to the woman I was told she had been there the day the robbery was committed, I did not see her there. As to the other articles they are all in the hands of the constable.

Mr. Knowlys. This man is a soldier. Do you know that that part of his company that were quartered at Kensington, were obliged to be out some miles from Kensington at the night the robbery was committed?—He was quartered at the Robin Hood, about three miles from my house;

Q. Therefore his quarters were not at Kensington at that night?—I found the billet was changed that very day.

Q. I believe you know this fellow bears a very good character?—I never heard any thing for or against him.

Q. These halfpence are what they call country halfpence?—They are.

Q. Which some people sell thirty shillings for a guinea?—There are not many good halfpence going.

Q. On the contrary you hardly ever meet with a good halfpenny in the country?—I should be very for y not to do it sometimes.

Q. So that though there may be forty shillings of halfpence, they may not be worth twenty shillings; I believe you first of all took James, and then you discharged him?—I took the girl in the fact.

Court. What do you mean?—When she told me where the things were I mean. I stopped James for some time in the house, and I had the curiosity to search him, I felt about his clothes, and I found nothing, and I let him go about his business.

Q. Do you know the corporal of his regiment?—Not by name.

Q. What are you?—I am a cheefemonger; I have a little shop, but I serve a gentleman besides, and I sleep at home every night in the week except one.

RICHARD CARTER *sworn.*

I belong to Mr. Jennings; I was going over Kensington Bridge the 7th of July last; on Sunday morning, between five and six o'clock, and I met Mr. Hanson, and he told me he had been robbed, and he suspected some persons, and being clerk to a justice I made out an information, and got a search warrant signed, and got a constable, and went to this woman's lodging.

Q. What time did you get to this lodging?—I believe it was after six o'clock; the constable searched and did not find any thing; the prosecutor told the girl that he was sure that she had got the property, if she would tell where it was she

should not be hurt, and she went with him, and it was found; she took us into a garden and shewed him the silver watch, and I picked up this watch at the gate, and the tea chest; that is all I saw.

Q. Did you see any thing about the bed?—The prosecutor asked where the spoons and sugar tongs were; and she told, and we went back and found them about the bed; when I came back the soldier was gone.

Q. You did not attempt to detain him?—Not at that time.

Q. How came the soldier to be taken up afterwards if you let him go?—I believe he was first taken into custody by command of his officer for being out of his quarters, and after that he was detained on suspicion.

Q. Was you present when he was taken up?—I was not.

Mr. Knowlys. What the man is taken up for, is merely what you have heard?—It is.

Q. I believe the man, after Mr. Hanson had searched him a little, was suffered to go about his business?—He was. To the best of my knowledge the man went out of the house before the woman went to shew us where the things were.

Court to Mr. Hanson. How came you to take him up?—I never took him up; I never knew he was taken up till I was sent for up to the office.

Mr. Venner. Do you know by what means Susanna Hawkins came to live at Hampton?—I cannot tell.

JOHN LONGUS *sworn.*

I am a constable of Kensington; I had a warrant brought to me to search Hawkins's lodgings, Sunday morning the 7th of July.

Q. Do you know whether they were her lodgings?—I believe they were the girls; we went down to the place, and when we came there we went up stairs, and there we saw Nicholas James, and Susanna.

Sufanna Hawkins together, we searched the room round; and found nothing, we then came down stairs, and searched every part below, Hanson went to Hawkins, and told her if she would tell him where the things were he would not hurt them, so as he might get them. She then went up stairs, put her bonnet on, and said if we would follow her she would shew us where they were; she went up with us to Chapel-field, about a quarter of a mile from the house of the prosecutor, we went up that field, and we looked under some bushes before we came to it, we looked under a small fir, and there we found a small tea chest, she shewed us the tea chest, a watch stand, and watch; we then came back the other way, not the way we went; as we came along I asked her to inform us where the tea tongs and tea spoons were, she did not like at first, but afterwards she said they were at home, we then went down to her lodgings, and there we found them on the top of the tester of her bed. I have had the care of these things from that time to this. (Produced and deposed to by Hanson.)

RICHARD MOON *sworn.*

I am a butcher. On the 6th of July, about twelve o'clock at night, the man prisoner at the bar past up and down, several times in Hampton Wick, he was alone.

Q. Had you ever seen the prisoner before?—Yes, he was quartered at the Robin Hood then, he had been quartered at the White Horse sometime, just by my master's; I think that is the man, I cannot positively swear.

Prisoner Hawkins. They told me if I would tell where the property was they would not hurt me, in consequence of that I went and told where the property was.

The prisoner Hawkins called three witnesses who gave her an excellent character.

Both not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

595. **WILLIAM JAMES WILCE** was indicted for stealing, on the 6th of July, a silver table spoon, value 5s. three silver tea spoons, value 3s. and a wooden tea caddy, value 1s. the goods of Catharine Mackey.

CATHARINE MACKEY *sworn.*

I am a single woman, I keep a house on Brompton Terrace, I was in the country, and I left them in charge of that servant, I came to town on the Sunday as they were stole on the Saturday; I was sent for, I don't remember the day of the month.

Q. Have you ever seen the spoons since?—I have seen something like them since.

Mr. Knapp. What is your name?—Catharine Crawley.

Q. Are you a married woman?—No.

Q. Never have been married?—No.

Q. You don't know the prisoner at the bar?—Never see him before.

MARY UPTON *sworn.*

I am a servant to Mrs. Mackay; this young man came to see me, I had known him almost two years, he is a hatter, he came to see me the day the spoons were missing, they were kept in the caddy, the caddy was in the parlour, he was there between twelve and one, I missed the things soon after he was gone, in an hour; I did not see them again till I went to the justice's in Marlborough-street; the young man was took up; I see all the things I missed.

Mr.

Mr. Knapp. How long have you known the prisoner?—Almost two years.

Q. What he has frequently come backward and forward to your house?—He did not come above two or three before I lived in that house.

Q. He knew you before?—He did.

Q. Where did you live before?—At Mr. Digwell's.

Q. He has come there several times?—He has.

Q. Did you ever hear that he had been in Bedlam?—Yes, he has been out of his mind once since I knew him.

Q. How long ago?—Last Christmas.

Q. Where was he then?—He was so ill that he jumped out of a one pair of stairs window. I knew three years ago that he was out of his mind, but that was before I knew him.

Q. So that he was subject to be out of his mind?—I have heard so.

Q. He was not a man in his complete senses of course?—No, he was not.

Court. Did you ever hear him say any thing about these things?—No.

JUDITH KEEPING *sworn.*

I am a nurse at St. George's Hospital, the prisoner came on Saturday afternoon into my ward; I don't know the day of the month, six weeks ago, and he said that he was married, and that his wife was gone in the country, and that he had brought the caddy from his wife, he went away to see an acquaintance in the Hospital, and he returned about four o'clock in the afternoon, and then the constable came and took him up, he had also two spoons that were broke in two; large spoons.

Q. Are you quite sure as to that?—I am sure that there were two spoons that were broke, one a large spoon, and the other rather less; I see nothing more, I should know them again, for the justice made me mark them.

Q. Should you know the spoons without the mark?—No.

Q. Were the spoons that you saw him bring, the same as were delivered to the constable?—I gave them to the head nurse, and she gave them to the constable; she is not here, she is laying dying on her bed.

Q. What was done with the caddy?—I gave the caddy and the two spoons to the head nurse.

Mr. Knapp. You are nurse to St. George's Hospital?—I am.

Q. How long had you known the prisoner at the bar?—He had been a patient in the house.

Q. How long before had he been a patient in your Hospital?—I don't know whether it might be two or three years.

Q. What had he been in the Hospital for?—The first time he came into the Hospital he was sent to Bedlam; the next time, whether it was a fever or not, I cannot say.

Q. Have not you heard several times that this poor unfortunate man has been out of his mind?—I have.

Q. With respect to the spoons, and caddy, you would not have known any of them, nor could you identify them except the justice had told you to mark them?—Not without that.

Q. Whether they belong to the prosecutor or not, of course you cannot tell no more than the justice told you to mark them when you was there?—No, I cannot.

Court to Upton. Was the man taken up in the hospital the same day as the spoons were stole? what day were they stole?—The 6th of July, I saw them at the justice's the Monday following.

JOHN PIDDINGTON *sworn.*

I am a constable of St. George's, Hanover-square. On the 6th of July I had an information of a pair of sheets being stole; I took him in our Work-house for that charge, and I found upon him these two spoons, not broke, two tea spoons; these broken spoons, and this caddy was brought

brought after me, I don't know who gave them me, the nurse of the ward gave me part of them, it was in the evening when I took him up, for when I had taken him to Marlborough-street I was too late, I was obliged to bring him back again; I think it was our watch-house keeper gave them me.

Mr. Knowlys. Did you say you took him in the workhouse, how came he there?—I cannot say, I believe he came there to drink tea.

Court. Where were the spoons that you found?—In his pocket; these four tea spoons, two are sworn to, and two are not.

Q. In this watch-house, or workhouse, what account did he give of the two that were sworn to?—He said they were his own.

Upton. They are my mistress's spoons, I can swear them to be my mistress's, I have cleaned them so many times.

Q. Is there any name on them?—No, one of the spoons is plain, the other is worked.

PETER ALVOYN *sworn.*

I am the steward of Bedlam Hospital since the year 1785, the prisoner at the bar was admitted there on the 19th of December, 1789, as a lunatick, and discharged well the 27th of December, 1790.

Mrs. WILCE sworn.

I am the mother of the lad at the bar.

Q. Are you in circumstances sufficient to take care of your son if he was discharged?—I am not.

Q. What is the state of his mind?—I don't think he has been properly in his mind since he was discharged from Bedlam.

Mrs. JUDITH NEALE sworn.

My husband and I have known the prisoner many years, every body supposed

that he was out of his mind, that was the general opinion of the state of his mind.

Q. Can you tell us of any fact that Sunday before this happened?—Yes, he dined with us, he behaved in a very improper manner, putting victuals to his mouth, and then flinging it about; I said to my husband he never can be right in his mind, or he would not behave so; he said directly he had been in Bedlam, I never knew it before, and in the afternoon he came again with the constable's staff in his hand, and said he would take us all up, he did not say what for, my husband said he can never be right, or else he would not behave in that manner to a friend; in the afternoon when he came again there was a man there cutting my husband's hair, Mr. Lesley, and he behaved very improperly to him, he told him that he would take him, and kick him down stairs, and many other improper things.

Q. What was the reason he assigned?—None at all.

Q. Did he give no reason why he should kick Mr. Lesley down stairs?—No.

Q. Do you know any thing else?—No further than that he went into the street, and behaved just the same with the children, and grown people, with his staff in his hand; I did not hear what he said, because I was in my room, but I see him.

Q. Did you then from his whole conduct, judge fairly that he was a madman at that time?—I did.

Q. Do you think so now on your oath?—I do, this was only the Sunday before this happened.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. RECORDER.

WILLIAM

596. WILLIAM JAMES WILCE was indicted for stealing, on the 6th of July, a pair of linen sheets, value 3s. the goods of Daniel Chattington.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

597. WILLIAM CLARKSON was indicted for stealing, on the 7th of September, two yards of woollen cloth, value 8s. and a quarter of a yard of linen cloth, value 2d. the goods of James Duberly.

JAMES MACDONALD *sworn.*

I am clerk to Mr. James Duberly. On Saturday the 7th of September the articles were stole, he was the cutter in the house; I did not see him take them, Mr. Duberly saw him; he was called into the counting house, took out of his pocket three pieces of red cloth, and the small piece of linen, the whole he stole was in four remnants of woollen about two yards, I took three of them.

Q. At the time you took them did he say any thing about them?—I don't recollect that he did.

Q. Had you missed the quantity?—It is impossible to miss.

Q. How do you know that they were Mr. Duberly's?—We had such stuff of the same sort in the house, but we cannot miss such a quantity out of so many thousand yards as we have in the house.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

598. STEPHEN CHILD was indicted for that he, on the 17th of May, feloniously and falsely did make, forge, and

counterfeit, and caused to be made, forged and counterfeited a certain receipt for money, with the name of Wm. Andrew thereto subscribed, bearing date the 17th of May 1793. The tenor of which is as follows:

Five per cent. annuities, consolidated. July 6, 1783.

Received this 17th day of May 1793, of Mrs. Elizabeth Harrison the sum of six hundred and forty pounds ten shillings, being the consideration of six hundred pounds interest, or share in the capital or joint stock of five per cent. annuities, consolidated July the 6th, 1783, erected by two acts of parliament, one the twenty-fourth, and the other the twenty-fifth year of his Majesty King George the Third, both intituled, "An Act for granting annuities to satisfy certain navy victualling and export bills, and ordinance debentures, transferable to the Bank of England, together with the proportionable annuity attending the same." By me this day, transferred to the same Mrs. Harrison. Witness my hand

Wm. Andrews.

Witness, John Smith.

178.

(In the margin) £600 0 0 106½

640 10 0

15 0

641 5 0

S. Child.

With intent to defraud Mrs. Elizabeth Harrison.

Indicted in a second COUNT for uttering the same as true, knowing it to be forged, with intention to defraud Mrs. Elizabeth Harrison.

In a third and fourth COUNTS for forging and uttering a like receipt, with intention to defraud the Bank of England.

Elizabeth Harrison was called on her recognizance.

JOHN

JOHN THOMAS HALL *sworn.*

I am a clerk of the Bank of England, in the five per cent. office.

Q. Look at that paper, tell me whether you have seen it before?—I have on the 26th of August last.

Q. Who produced it to you?—Mrs. Harrison.

Q. What was her application to you for?—For a dividend of the stock of six hundred pounds.

Q. Did you pay her the dividend?—I could not; it was not standing in her name.

Q. Did you examine the Books?—I did, and there was no such sum standing in her name.

Q. Did you see any sum standing in the name of Mrs. Harrison?—There was to the amount of four hundred pounds five per cent.

Q. How soon afterwards did you see the prisoner Child?—In a very few minutes.

Q. Who did he come into the office with?—Mr. Stephen Pepys.

Q. Did you or did the clerk say any thing to him on his coming?—I said, Mr. Child, this lady asks for a dividend of six hundred pounds, and there is no such sum in the book.

Q. Did he make any reply?—He did; he said, pay the lady on the four hundred pounds, and I will settle the other with her.

Q. Did you accede to that proposal?—Certainly not.

Q. Did you put any further questions to him?—I said such a thing cannot pass me without acquainting the principal.

Q. Did you shew him the piece of paper?—I did.

Q. Did he say any thing respecting the paper at that time?—No. On this I sent to acquaint the principal of the office, Mr. Charles Norris.

Mr. Shepherd. The four hundred pounds stock you found in the books had been accepted in the books by Mrs. Harrison?—It had.

Q. On what day?—We have no date to an acceptance.

Q. Was not she willing to receive the dividend of the four hundred pounds?—She did not receive it.

CHARLES NORRIS *sworn.*

I am the principal in the five per cent. office.

Q. On the 26th of August, what time was your attention called to the transaction we have been speaking of?—It was between twelve and one.

Q. Be so good as to relate slowly, so as my Lord may hear, and these gentlemen likewise, for what purpose you was called; When you was called what did you do?—I came to the division with the receipt in my hand, and I saw Mr. Stephen Child in conversation with a lady, whom I afterwards understood to be Mrs. Harrison; I asked Mr. Child how the lady came to demand six hundred pounds when she was entitled to no more than four hundred pounds? he said he had lost the original receipt in the hurry of business and had made out that I shewed him; I then remarked to him that the sum was different, it was for six hundred pounds, whereas there had been only four hundred pounds transferred to Mrs. Elizabeth Harrison; he said, no more was to be transferred to her; on this the purport of her observation was, as I do not mean to swear to the exact words; Mr. Child, I was to have had six hundred pounds; that was the substance of her demand; and Stephen Child said to her, I will settle about the two hundred pounds with you. On this we went a little aside, and we made a few remarks on the receipt, that it did not agree in any particular, not only the sum but the names; his answer was he knew it very well, and he had made it out himself; says I, the whole of it? yes, says he, the whole, and that he set down such names as came first to his mind; on this I desired him to go with me

me to the accountant, Mr. Edwards; we went accordingly to Mr. Edwards, and after relating the substance of the business for which I brought him, I left him there in order to go back and fetch Mrs. Harrison; when I went back to Mrs. Harrison she was looking at the transfer of the four hundred pounds; I took Mrs. Harrison to Mr. Edwards; Child was then there; the accountant had the receipt in his hand, and he questioned Mr. Child on the matter, and he repeated the same nearly as I have before said, and he said that Mrs. Harrison had lent him the two hundred pounds, for which he was to account to her, and Mrs. Harrison did not deny it; but on Mr. Edwards putting the question to her, she said her sister might have lent him money; and I think he said she had not; but I do not mean to be certain, I cannot be sure of that.

Q. Was it you that made any observation on that which appeared on the margin of the receipt?—I saw the receipt and took notice of the whole of it, and saw S. Child written under the sum.

— EDWARDS *sworn*.

Q. You examined Mr. Child when he was brought to you?—I did.

Q. Was the receipt produced to you at that time?—It was. On the 26th of August the prisoner was brought before me, and I asked him how he could presume to issue a receipt for six hundred pounds, five per cent. annuities, transferred by William Andrews to Elizabeth Harrison, signed John Smith, when there was no such a transfer made, nor did such names exist in the books, and that though there was a transfer to Elizabeth Harrison, yet there was none for any such sum as six hundred pounds? he said he had lost the first receipt, and knowing the difficulty there was of getting a second receipt of the clerks at the Bank, he had filled up this receipt from memory; and that was the way he accounted for signing names that did not

exist in our books; Mrs. Harrison was present at the same time, and she was evidently in great perturbation of mind, hardly knowing what to say on the business, she said she expected to find six hundred pounds, but she thought he did not mean to defraud her; and that she said to me, and that she said before the justice; but seeing these improprieties on the face of the receipt, and comparing it with the transfer book I thought it my duty to take it up.

Q. Do you recollect any other thing that passed?—I cannot say any more than I have said.

Not GUILTY.

*Tried by the London Jury before
Mr. Justice HEATH.*

599. JEREMIAH READING was indicted for that he having in his custody, a certain bill of exchange, purporting to be signed by one John White, directed to John King, by the name of John Ring, Esq. for the payment of the Sum of eighty pounds, payable to himself, Jeremiah Reading or order, forty days after date thereof, and that he, on the 29th of February, feloniously did forge, make and counterfeit, and did willingly act and assist in making, forging and counterfeiting on the back of the said note an acceptance, in writing, of the said bill of exchange, and which said false, forged and counterfeited acceptance is to the tenor following, *John King, A.* with intention to defraud William Dalby and Richard Brown.

Indicted in a second COUNT for uttering, as true, a like acceptance knowing it to be forged, with intention to defraud the same persons.

(The case opened by Mr. Bailey.)

(The witnesses examined separate by the prisoner's desire.)

T

WILLIAM

WILLIAM DALBY *sworn.*

I live at the corner of Bishopsgate-street; I am in partnership with Richard Brown, I was in partnership with him in February 1792.

Q. Do you recollect any application being made to you by the prisoner, and when?—He called on me the first time on February the 28th, 1792, on this business; he then told me that he had obtained some money out of Yorkshire that had been long owing him, and he should be able to discharge a debt that he owed me.

Q. Did he produce to you any instrument?—He then described two bills that evening, one on John King, Esq. value eighty pounds; he mentioned also another bill.

Q. Did he mention where John King lived?—I think he did; but I did not enquire particularly; he said he received them of one John White, of Bristol.

Q. Did he mention the date?—I think he did not.

Q. Did he mention the time it had to run?—I am not clear as to that.

Q. Did he afterwards produce to you that bill of exchange?—Not that evening.

Q. Did any thing further pass that evening?—As to the drawer he mentioned Mr. White as a West India merchant, at Bristol, and said that he had received it of him personally at Bristol; I asked him then to see the bill? he told me he had it not with him, but that he had left it with Mr. King for acceptance; he then asked me if I would give him the change out of the bill, deducting the account that he owed me for goods? I told him that I certainly would, if it was accepted by a reputable man, give him the exchange, deducting my account.

Q. When did he come to you afterwards with the bill?—The next evening, after the candles were light, the 29th of February; I then looked at the bill,

and asked him respecting John King who he was; he told me that he was a gentleman, lived in a very large house, and kept a carriage, and servants in livery, which he saw.

Q. Did he represent him as living in a large house of his own?—I don't remember he gave any other description. I then particularly looked over the bill, and could observe no acceptance on it, and he had told me it was accepted; he told me then that the acceptance was on the back; at which he turned the bill and shewed it me.

Q. Look at that bill. Did you ever see that before?—Yes, on the 29th of February 1792; this is the same bill that I have been speaking of.

Q. Look at the back. Did he point out to you that name?—He did, he pointed out the name John King. I asked him why it was on the back? because I never saw an acceptance in a place where I thought an indorsement ought to be; he then said he made the same objection to Mr. King when he received it of him; he represented that Mr. King damned him, and asked him what the devil of an acceptance he wished to have?

Q. On that did you advance him any money?—Yes, I did, ten pounds, he represented that he had been distressed; I did not advance more, because I had made no enquiry after Mr. King; I took a receipt for the ten pounds.

Q. Look at that receipt.—This is the receipt written by myself, and signed by Reading.

(The receipt read by the clerk of the court.)

"Received February the 23d, 1792, of Dalby and Brown, ten pounds in part of a bill of exchange, left in their hands to discount, drawn on John King, Berkeley-street, Portman-square.

J. Reading."

Court. Did you say that he wrote the whole

whole of the receipt?—No, I wrote the receipt, and I will give you a reason why I wrote it. About two years before this man came to me, and could not write his name then.

Prisoner. Ask him whether I can write?

Court. You see him write?—I did, I saw him sign the receipt, and indorse the bill, that was the chief that passed that evening, I was going to Fleet-street to sup with a friend, and I took the bill with me in my pocket.

Q. In all the conversations which you had with him about this bill, did he constantly describe it to be a bill drawn on Mr. King, and not on Mr. Ring?—He did, no other name was mentioned but King.

(The bill read by the clerk of the court.)

“Bristol, February 21, I. H. 1782.

Forty days after date pay to Mr. Jeremiah Reading or order, the sum of eighty pounds for value *Received*, and place it to the account of John White.

John White.

To John King, Esq.

Berkley-street, Portman-square, London.”

(On the back) *John King. A.*

Q. Did the prisoner at the bar ever come to you to complete the discounting of the bill?—Never.

Q. How soon afterwards did you see him?—I did not see him till I served the warrant at the King’s Bench ten or eleven months after that.

Q. Did you cause any enquiries to be made after him?—I did, and could not find him.

Q. Do you know where he lodged?—He lodged at one place in Duke-street, Manchester-square, he told me so.

Q. Did you see him at the lodging?—Never, he told me so when he gave me the bill.

Q. Did you make any enquiries there after him?—I had no opportunity till

the wife of the prisoner, and Mrs. Sadler, the landlady of the house, where they lodged, in Duke-street, Manchester-square, came down to our house to know whether I had a bill of that same description, of eighty pounds.

Q. How long was it after this happened?—On Friday the 2d of March.

Q. What did you do with the bill after you received it?—As soon as I received it I went to my friend Mr. Brownlow, of Fleet-street, and told him that I had taken a bill on John King, and gave it him to enquire, respecting the validity of John King, and whether he resided as addressed on the bill? this was on the evening of the 29th of January, not an hour after I had taken it; on the next day I did not hear any thing of my friend, Mr. Brownlow, who had the bill to make enquiry.

Q. Did you in consequence of any information coming from any quarter make any enquiry after Reading?—I did, and found he was gone.

Q. Where?—At Duke-street, Manchester square, finding him and his wife had both absconded themselves, from thence, I conceived it to be a notorious transaction.

Q. Did you cause any other enquiries to be made in the public papers, and advertisements?—Yes, I did, I went to the chamberlain of the City; I advertised his person, and description, and there is a copy of advertisement.

Mr. Cullen. What day was it Mrs. Sadler, and Mrs. Reading came to you?—On Friday the 2d of March, the same day that Mr. Brownlow returned the bill to me; I received the bill of Mr. Brownlow the same day after they had been to enquire.

Q. Did you go to Duke-street, Manchester-square?—I did.

Q. And who did you find there?—I found Mrs. Reading, but not Mr. Reading.

Q. You

Q. You had transactions with Mr. Reading before this?—Particularly two transactions.

Q. Did not he say he wanted some goods the day he came to you?—Not that I can recollect, he came only mentioning what he owed me before.

Court. How much did he owe you before?—About nine pounds, I cannot say exactly.

Mr. Cullen. When he came he told you where he lived himself, and where King lived?—He did.

Q. The receipt was read over to him when it was written?—It was.

Q. He made no hesitation of signing the receipt?—No.

Q. After Mr. Reading went away, did you give directions to the persons in the shop, that if he called again he should have whatever he desired?—Certainly not.

Q. Did not you before you went out of the shop tell the shopman that if Mrs. Reading came for any thing she might have what she pleased?—Never.

JAMES DUNBAR *sworn.*

In February, 1792, I was shopman to Dalby and Brown.

Q. Do you recollect when the prisoner at the bar came?—I cannot exactly say the day, it was the evening, the first time he came.

Q. Do you recollect what application he made that evening to Mr. Dalby?—It was about a bill that he obtained of a person that owed him some money in Yorkshire; the prisoner said that he had just come out of the country.

Q. Did he produce that bill?—He did not the first evening.

Q. Did he describe it?—He said the amount of it was eighty pounds, he said it was drawn on King, I am sure he said King.

Q. Did he represent to you who King was, or where he lived?—He said he lived in Berkeley-street, a man of opulence;

he represented that the second evening, not the first.

Q. Do you recollect after his coming the first evening, what application he made, with respect to that bill?—He wished to have it discounted, Mr. Dalby said if he would bring the bill for him to examine it, he would have no objection to discount it.

Q. Was Mr. Dalby to make any deduction out of it?—Yes, he was to pay Mr. Dalby what he owed him.

Q. When did he come again?—He came the next night.

Q. What was the first day he came?—I think it was the 28th of February.

Q. What day of the week was it?—That I cannot say exactly, he came the next night and brought the bill.

Q. Did Mr. Dalby discount it?—He did not.

Q. What is the reason he did not?—He wished to make some enquiries, I heard him say so, he advanced the sum of ten pounds on it.

Q. Did he say any thing the second night about the acceptor?—Mr. Dalby objected to the mode of acceptance, because it was accepted on the back of the bill, Mr. Reading said that he made the same objections to this King, and he said that King swore at him and asked him what he would have?

Q. When Mr. Dalby advanced him the ten pounds on the bill what became of the bill?—He took the bill.

Q. Did Mr. Reading give any acknowledgment for the ten pounds?—Yes, a receipt was given.

Q. Did you hear him describe who Mr. King was that night?—He represented him to be a man of opulence; I think he said, he was one that kept his carriage, and that a footman came to the door.

Q. Did he describe the house?—I think he said something about a large white house, I don't recollect he said any thing

thing else.

Q Do you remember whether he stated him to be the only person that lived in the house?—I cannot speak to that, I do not recollect.

Q Did you see him afterwards?—I did.

Mr. Knapp. You have lived in the service of Messrs. Dalby and Brown some time?—I have.

Q You of course know the firm of the house; do you recollect what the firm of the house was in February, 1792?—Richard Brown, and William Dalby.

Q Perhaps you have known the prisoner at the bar some time?—I have seen him several times there.

Q Had he been accustomed to deal with Messrs. Brown and Dalby?—I recollect him buying one parcel of goods, and they were not paid for.

Q From his having been there several time, and dealing there once, I presume there was a considerable confidence placed in the prisoner at the bar?—I don't know that there was.

Q Mr. Dunbar, the way in which the prisoner at the bar came was in your hearing the first night, I suppose there were several present in the shop at the time, who must have heard all the conversation that passed between the prisoner and Mr. Dalby?—I cannot speak to that.

Q Do you mean to say that the prisoner talked in such away as to prevent any one else from hearing what he said?—He was in the parlour with Mr. Dalby.

Q He did not whisper, or else you would not have heard him? he said he had got such a bill, and he wanted somebody to discount it?—He did.

Q And he said he would bring the bill the next night, provided Mr. Dalby would do so?—Yes.

Q And he came the next night?—He did.

Q He always spoke of a Mr. King, living in Berkeley-street, he spoke of that himself?—He did, of Squire King.

Q Did you hear say where the bill was drawn from?—I think it was from Bristol, and the drawer was named White.

Q And that appears on the face of the bill to be truth?—It is.

Q Look at the bill now, and see whether it appears so?—It does.

Q It does appear to be a genuine true bill, both as to the bill being drawn itself, and as to the acceptance?—It does.

Q Do you mean to say that during all the conversation you heard that he ever hesitated giving any account of this bill or of the acceptance?—I don't know that Mr. Dalby asked him any particular questions any further about this King.

Q I ask you whether he did not give answers without hesitating in the least to the questions that were put to him?—I believe he did.

Q The second time he came he trusted the bill with Mr. Dalby?—He did.

Q He got a receipt for it?—He got a receipt for the ten pounds.

Q He did not write the body of the receipt himself?—He did not.

Q Was it read to him?—I think it was.

Q So when the receipt was tendered to him having been made out by Mr. Dalby himself he made no scruple of putting his name to it, and left the bill with Mr. Dalby?—He did.

Q Now, sir, how soon did you hear of the prisoner at the bar afterwards?—About a twelve month.

Q Have not you heard that this unfortunate man has been in the King's Bench prison?—I have heard that.

Q Have you not heard that very soon after

after this matter took place, he went down to Bristol?—Yes.

Q. Have you not heard that he was arrested at Bristol?—I have.

Q. Was you sent to make any enquiries?—I went the Sunday following to a place where he used to lodge at in the Borough, and I could not find him, it was in the Borough.

Mr. Bailey. Did you ever understand from the prisoner that he lodged in the Borough?—No.

Q. Did you ever see him in a lodging in the Borough?—No.

WILLIAM BROWNLOW *sworn.*

Q. Do you know Mr. Dalby of Bishopsgate-street?—Yes.

Q. Did he make any application to you respecting that bill?—Yes, I believe it was about March 1792. He came to me one evening asking me if I knew Mr. King; I received this bill of Mr. Dalby, at his request I made enquiry in Berkeley-street, Portman-square for a Mr. King, I made it the next morning, I could not find any such person in that street, the next day Mr. Dalby called on me and I gave him the bill again.

Mr. Cullen. You enquired after Mr. King in Berkeley-street, Portman-square?—Yes.

Q. In which Berkeley-street?—In both of them.

Q. At what time in the day?—About twelve o'clock.

Q. How long did you make the enquiry?—I went from one end of the street to the other, enquiring at all the shops, and public houses.

Court. How many minutes or hours?—I should think I was nearly an hour.

Q. Do you recollect what day of the week or day of the month?—I cannot.

Q. What month was it?—In March.

Q. How long was it after you see Mr. Dalby and he desired you to make that enquiry?—That very day after.

THOMAS SADLER *sworn.*

Q. Do you know the prisoner at the bar?—Perfectly well.

Q. Was there ever any connection between you and him?—Yes.

Q. What?—He was a lodger and boarder in my house.

Q. Where did you live?—No. 39, Duke-street, Manchester-square; he came on the 20th of January 1792.

Q. When did he go away?—To the best of my knowledge on the 2d of March, and I made an enquiry on the 2d of March.

Q. Did he go away public or without your knowledge?—I did not know that he was going to leave me.

Q. Did you make any enquiries after a Mr. King?—I did in Berkeley-street, Manchester-square, in the upper and lower, all through up to Edgeware-road.

Q. Do you know what is called Berkeley-street Portman-square?—I do, that is what is called Upper Berkeley-street. I made that enquiry on the 3d of March.

Q. Did you find Mr. King?—No such person was ever known to live there.

Q. What kind of an enquiry did you make?—I enquired at the shops, I and two more went and we omitted no house.

Q. Do you know in point of fact how many you enquired at?—Almost every house on one side of the street, I don't think I omitted one.

Q. How long was you engaged in making the enquiry?—As long as in enquiring at every house, the answer was soon made when I asked for such a name.

Mr. Knapp. The prisoner at the bar had lodged with you as a lodger of your's in Duke-street, Manchester-square, so that if he said he lodged with you he spoke truth.

Mr.

Mr. Bailey. He came to you in January 1792; Did he continue with you uninterrupted till March?—I don't know that he was out above one night.

Mr. Knapp. So you made some enquiries about this Mr. King?—I did.

Q. Did you make any enquiries after the prisoner at the bar?—No, it was after Mr. King.

Q. This man had not quite lived with you three months; did you agree with him weekly or monthly?—He was to pay me weekly.

Q. Had he paid you for the lodgings?—He had not.

Q. So that induced you to make that enquiry; you have had lodgers before, you have known them go away and come back again?—Yes, but they always settled with me.

Q. This man did not, and therefore you come and state what you have stated. With respect to Mr. King, did you try one side of the way?—Yes, of upper and lower Berkeley-street, both of the streets.

Q. Is there not another Berkeley-street in Portman-square?—I enquired on one side of the way down both the streets.

Q. Did you make any enquiry on the other side?—No.

Mr. Bailey. For what reasons did you make these enquiries after Mr. King?—Because the prisoner had told me that he had business to do with a gentleman in the city concerning a note, and if that note had been properly honoured, and he had got cash, I was to have been paid the demand I had got on him.

Q. Did he represent to you what that note was?—No, but his wife did.

Q. How came you to enquire in Berkeley-street? Was it from any thing that passed between you and the prisoner?—No, it was not.

Mr. Knapp. Then the prisoner at the bar told you there was some money to be had of a gentleman in the city, and you

was to be paid your demand when he got the cash?

ANN SADLER *sworn.*

I am the wife of Thomas Sadler.

Q. Did you look after Mr. King?—I did on Friday and Saturday, in every house in Berkeley-street, Manchester-square. We three, Mr. Blacklock and me, and Mr. Sadler did at every house, particularly we went to the white house, that was the house made mention of by Mr. Blacklock.

Q. For what reason did you make the enquiry?—Because Mr. Reading desired me to go with his wife to be satisfied of Mr. Dalby whether it was a good note.

Q. Have you ever seen the note?—Yes.

Q. Should you know it again?—I dare say I might. (Shewn her.) I can swear to that.

Court. What day was that that he desired you to go with his wife?—That was Friday the latter end of February, I believe a day or two of the last month; and he said he would meet us at the eating house, Salisbury-court, in the course of that time he went and stripped the room of what belonged to him, and locked the door and went off.

Q. On what day of the week was this?—That was on Friday. And when I went back again I did not find him.

Q. Are you sure of the day of the week?—I am sure it was of a Friday, I believe it was the 27th, I think the 1st of March was on Monday.

Q. How soon afterwards did you see him again?—I never saw him till he was in Newgate.

Mr. Cullen. You have seen him frequently since he was in Newgate?—Only twice.

Q. What did you go to Newgate for?—To see if it was the same person.

Q. Had you any conversation with him there?—No, I never spoke to him there.

there; I spoke to him the last time, last Saturday, he desired to see Mr. Sadler.

Q Then you spoke to him about the money he owed for the lodgings?—I asked him what proposals he meant to make to Mr. Sadler? he said he would pay Mr. Sadler in two payments; that was every word that passed.

Q What did you say to that?—Nothing at all.

SAMUEL BRIGGS *sworn*.

I collected the parochial rates of Berkeley-street in the year of 1792.

Q Do you know whether a Mr. King resided in that street at that time?—I never knew the name of King in the street at all.

Mr. Knapp. Then every body that pay rates you are in the habit of knowing, because you collect the rates of them?—Yes.

Q But if a gentleman had taken a house for two months, and had not paid the rates you would not have had an opportunity of knowing him, because he would not have appeared in your rate books?—He would not.

Q As a lodger he would not also?—No, he would not.

Prisoner. Now Mr. Briggs is a gentleman that I know, ask him whether I have not been a housekeeper in Marylebone parish myself?—Yes, and owes some pounds for rates now.

WILLIAM CLARKE *sworn*.

I was clerk to a Mr. White, of Bristol in the year 1792.

Q What was his christian name?—John White; he is a West India merchant.

Q Do you remember at any time the prisoner coming to Mr. White in the month of February 1792?—I did.

Q On what occasion?—I believe the prisoner at the bar came to Mr. White on

the 19th or 20th of February 1792, with a note payable for an hundred pounds on Mr. White, drawn by one Mr. Gillan, a horse dealer.

Q What passed between Mr. White and the prisoner on that occasion?—I see Mr. White give the prisoner at the bar twenty pounds, and a note drawn on one King, in London.

Q In what form was the note?—Pay to Jeremiah Reading or order forty days after date the sum of eighty pounds. It was drawn on one John King, of Upper Berkeley-street, Portman-square.

Mr. Bailey. Pray who are you?—I am a clerk when I can get into employ.

Q Are you in employ at this time?—I cannot exactly say.

Q Pray, Mr. Clarke, how long have you been a clerk?—Ever since I was six or seven years of age.

Q How long had you lived with Mr. White?—Five months, to the best of my knowledge.

Q Where did Mr. White at that time live?—He lived at the North side of Queen-square.

Q I believe he did not carry on much business?—I cannot say to that.

Q You was his clerk for five months, prior to this time, and yet what business he carried on, you cannot tell?—Yes, I can.

Q Cannot you tell neither of what extent?—He was as a West India merchant, and sold tea and sugar, Irish linens, and other things.

Q I should suppose he must have a good many pecuniary transactions?—Those I know nothing about.

Q How many clerks did he keep?—Two; one James Cox and myself.

Q What was Cox's employment?—As a head clerk; and I was under him.

Q What did Cox use to do?—He used to be as the out door clerk respecting Mr. White's business.

Q What

Q. What was your business?—My business was to be in the counting house to receive orders and to give orders.

Q. Pray did you happen to know from whence Mr. White used to have his teas?—I do not.

Q. Had he any plantations in the West Indies?—I don't know.

Q. Had Mr. White any books?—Of course.

Q. Who kept these books of Mr. White's?—The head clerk in general.

Q. Who kept these books when Mr. Cox was out?—If Mr. White was in the way, he of course, kept the books himself.

Q. If Mr. White was not in the way, who did it?—I had nothing to do but to take down orders till the clerk or Mr. White was in the way.

Q. You know what notes he dealt in?—I know very well he dealt with one Mr. King, and Mr. King had defrauded him of several sums of money, to what amount I cannot say; and I heard Mr. White say that he was very sorry that he had given a note to Mr. Reading drawn on Mr. King.

Q. What was the nature of these dealings?—That is unknown to me.

Q. Pray did you happen to know where Mr. White kept his cash at that time?—At Tindall's and Co. bankers, at Bristol.

Q. In the course of the five months you was at Mr. White's, can you, from any judgment, tell how many notes you might see in Mr. White's house?—I cannot.

Q. Do you think you saw one a week?—Sometimes more.

Q. Did you ever see so few as one?—No. More.

Q. Did you ever see so few as twenty?—I have.

Q. Will you take on yourself to say in the first week how many notes you saw there?—I cannot; I was a total stranger to the business of a merchant's clerk before I engaged with Mr. White.

Q. Pray from what place did you come when you went into Mr. White's service?—I came from my father, he is a publican, at Cirencester, in Gloucestershire.

Q. How long had you been at your father's at this time?—For three months.

Q. Where had you been prior to these three months?—I had been a navigator's clerk.

Q. When did you engage as a navigator's clerk?—I believe I engaged about 1779, respecting a cut.

Q. Pray, sir, how old are you?—Nineteen.

Q. Did the office of a navigator's clerk carry you out of the kingdom?—It did not.

Q. What was your employ while you was a navigator's clerk?—To see after the men and pay them.

Q. In what year did your clerkship commence?—It is so long ago that I hardly recollect.

Court. How old was you when you commenced a navigator's clerk?—Six, seven, or eight.

Q. What was your business when you was a navigator's clerk?—To see that all the men were there in the morning, and to see that they all did their duty.

Q. How many men had they?—Sometimes eighteen or twenty, more or less; I put their names down.

Mr. Bailey. What was your master's name?—Clayton.

Q. Where did your master live?—At Cirencester.

Court. What did you put their names down upon?—We had a memorandum book on purpose.

Q. Was you ever at school?—Yes, I have been.

Q. How early?—From three years of age, my mother told me so.

Q. Where?—At Cirencester.

Q. With whom?—With one Mr. Timothy Stevens; he is a justice of the peace there now.

X

Q. What

Q. What was you there to learn?—Reading.

Q. When did you learn to write?—In my fifth year.

Q. Of whom?—Of the same master.

Q. How long did you learn writing of Mr. Stevens?—Two years.

Q. When you left Mr. Stevens, where did you go?—To Farringdon.

Q. What did you do there?—I learned to sum, to cast accounts and navigation.

Q. Who did you learn navigation of at Farringdon?—Of one Mr. Thomas; I went there about half a year.

Q. And did you learn Navigation in half a year?—No, I am not able to undertake navigation now.

Q. Where did you go from thence?—From Mr. Thomas's I went home.

Q. How long did you stay at home?—I cannot exactly say the time.

Q. We will say a week?—I am sure it was more than that.

Q. Where did you go then?—I cannot recollect, because I have been in a many places.

Q. Did you then go to the navigation, the place that you talked of?—I cannot exactly say.

Q. Why according to your account you began to be a navigator's clerk at six years old?—I am not sure to a year.

Mr. Bailey. How many different businesses has your father carried on in your recollection?—Nothing but a day labourer, a publican and a navigator; and his being a navigator got me the commission of a clerk.

Q. Who was your master the navigator?—Clayton.

Q. How long ago is it since you was with Mr. Clayton?—About 1779.

Q. You left him in 1779?—To the best of my knowledge it was in 1779.

Q. How long did you live with him?—About half a year.

Q. Who did you go to then?—You put a question to me that I cannot resolve you.

Q. Tell us one or two more if you please?—I cannot recollect.

Q. Where did you live?—I lived with my father.

Q. During the whole time?—Not during the whole time.

Q. During that time how long was you with your father?—I cannot exactly recollect.

Q. Was you a year or two years?—So long ago I cannot recollect; I was not three years with my father, I will swear that.

Q. After the time you left Mr. Clayton what business was you?—I was at home; I believe to the best of my knowledge I was with one Mr. Lawrence, at Cirencester, I was errand boy, sometimes in the shop, sometimes looking after a horse.

Q. Are you sure you was with Lawrence?—Yes, I am.

Q. How long did you stay with him?—I cannot recollect.

Q. Did you stay a month?—I cannot recollect.

Q. Did you stay a year?—I cannot recollect.

Q. Did you stay two years?—I cannot recollect.

Q. Did you stay three years?—I cannot recollect.

Q. What other employment have you been in with different masters?—I have been in different employments.

Q. Have you in the course of your life time seen many notes?—No, I have not.

Q. Have you seen many notes for these last two or three years?—I suppose I may have seen an hundred.

Q. Perhaps you can tell us for what sums they were drawn?—No, I cannot.

Q. How is it you remember this particular one so well?—Because I copied it.

Q. Then

Q. Then if you remember it because you copied it off, perhaps you can repeat it?—I can. Eighty pounds. Pay to Jeremiah Reading or order, the sum of eighty pounds, for value received, and place it to the account of John White. And it was directed to Mr. King, Upper Berkeley-street, Portman-square, I recollect, because I copied the note in Mr. White's books.

Q. Did you ever copy any other note in your life?—Yes, I have.

Q. Now repeat any other note that you have ever copied?—At twenty-one days after date pay to Thomas Young or order, the sum of ten pounds. To Henry Ruddle, Great Sutton-street, Clerkenwell.

Court. Repeat that note.—Six weeks after date pay to Henry Ruddle or order, the sum of ten pounds fifteen shillings for value received, and place it to the account of John White. Great Sutton-street, Clerkenwell.

Court to Short Hand Writer. Read the two descriptions he has given of the last note.—(He read from his notes as above.)

Mr. Bailey. On what was the note written?—On a stamp.

Q. On what stamp?—I cannot tell; I know it was Mr. White's writing. A stationer in general keeps the stamps.

Q. Did you observe where the sum eighty was written on the bill?—Just at the corner.

Q. Was it written in Figures?—To the best of my knowledge.

Q. Was it at the right hand corner or the left hand corner?—I am not certain.

To whom was it directed?—To one King, Upper Berkeley-street, Portman-square. I am sure it was King.

Q. You say Mr. White made a remark that he was very sorry that he had given Mr. Reading the note on Mr. King?—He did.

Q. As you are so correct as to the memory of this note, be pleased to repeat

it once more?—Eighty pounds after date pay to Jeremiah Reading or order, the sum of eighty pounds, for value received, and place it to the account of John White. To Mr. King, or Messrs. King, Upper Berkeley-street, Portman-square.

Q. Now you are sure that you are correct in that representation, are you sure it was not the lower street?—I am sure it was Upper Berkeley-street.

Q. Did you ever in your life see a copy of this bill?—I never did.

Q. And you state the tenor of the bill from recollection?—And to the best of my knowledge. I am not positive they are the words, but to the best of my knowledge they are the words.

Q. Had Mr. White any peculiar way of making any particular letter?—It is so long ago I cannot say; but if I see his name I shall know it whether it is his hand writing or not. (The note shewn him by the prisoner's counsel, Mr. Cullen.) That is John White's hand writing, that is the note, that I swear, this is the note which White gave Mr. Reading that morning; soon after Mr. White purchased the horse of one Gillan.

Q. What was your reason for recollecting it was Upper Berkeley-street?—My reason is, because when the prisoner came to Bristol about six weeks after the note was given, and took a house adjoining to Mr. White's house; soon after Mr. Reading came to reside in that house he was arrested for a considerable sum of money, what the amount was I know not; he was taken to Bristol gaol; that was within the five months that I lived with Mr. White; soon after he was arrested, within a few days, I took considerable sums of money, to Mr. Reading.

Q. You talked of John King having defrauded Mr. White of considerable sums of money? He has, and he found he had absconded.

Q. Do you know what became of Mr. White?—I heard Mr. White say that he
heard

heard Mr. King was gone over to the West Indies, and he would follow him to recover the sums of money.

Q. Where was that Mr. Reading took the house?—On the North side of Queen-street, Bristol.

Q. How long did Mr. Reading stay at Bristol?—I cannot exactly say the time, I only saw him once.

Q. What time of the day?—Between the hours of eleven and twelve.

Q. Did you ever hear Mr. White say where Mr. King lived?—In Berkeley-street, London: In short I copied the bill.

Q. Do you know whether Mr. White ever paid this money?—I don't know that he did.

Q. What interval elapsed between the time that he sent him money the first time, and when he sent him the second?—I recollect I carried it to Mr. Reading three or four times.

Q. How was it carried?—It was always enclosed in a note, and the answer Mr. Reading made was always, very well.

Q. How long was it between the time you went first, and the time you went last?—I cannot exactly say the space of time.

Q. Was it a month?—It might be a month.

Q. How long did Mr. Reading live at Bristol after he took the house there?—He was at Bristol Gaol at the time I left Mr. White.

Q. How long did he live next door to you before he was arrested?—Three or four days.

Q. Do you know for what sum he was arrested?—No.

Q. When did Reading take the house next door to your master's?—About the latter end of February, to the best of my knowledge.

Q. What time of the year did you go to Mr. White?—The latter end of January, I engaged with Mr. White.

Q. How near the time of your going away was you in the habit of carrying money to Mr. Reading?—I cannot exactly say.

Q. When was the last time?—Some time in March.

Q. Do you know where Mr. White is now?—I have not seen him since I left him.

Court. When did you leave him?—Some time in June, 1791.

Q. Then you swear you have never seen this White since June, 1792.

Mr. Bailey. What was the transaction that gave occasion to this note?—Something about horses; Mr. White had purchased some horses of one Gillan, in Yorkshire, six grey horses, and he gave Reading this bill.

Court. Look at the prisoner at the bar, how long have you known him?—I never see the prisoner before I came to town now, only during the time that I carried the money to Bristol Gaol.

Q. When was the first time you ever saw him?—It was in February, to the best of my knowledge, that was the first time.

Q. Tell me positively?—The time he brought the note for payment.

Q. Where?—At Mr. White's.

Q. What do you mean by bringing the note for payment?—He brought a bill for payment of an hundred pounds, and Mr. White gave him a note for eighty pounds.

Q. When did you see him after?—I did not see him till after he was arrested, when I saw him three, four, or five times in Bristol Gaol.

Q. On your oath then you swear that you never saw him before the 1st of February 1792, and that you did not see him afterwards till you carried the money to him in Bristol Gaol, then how do you know that he lived next door to Mr. White before he was in Bristol Gaol?—On account of his wife coming
to

to the office for money, after he was arrested.

Q Then you don't speak of your own knowledge, that he lived there?—I never saw him come into the house, and never come out.

Q How often did you see him while he was in Gaol?—Three, four, or five times to the best of my knowledge,

Q How many times did you see him before he left Bristol?—It might be three.

Q How often have you seen him since he left Bristol?—I saw him on Monday last, and I have seen him Tuesday and Wednesday, but not to day till I see him now.

Q Now I ask you whether you saw him between the time he left Bristol, and Monday last?—I never did.

Q Have you never had any connections or dealings with him?—No, never.

Q You have never had any connections or dealings in the bill way yourself?—I never had, nothing further than copying a bill.

Q Do you know whether Mr. White has had any connection or dealings at all with the prisoner in the bill way besides this bill?—Not during the time that I lived with him.

Q I don't care for the time that you lived with him or did not live with him, do you know any other transaction in the bill way between the prisoner and Mr. White?—I do not.

Q How long did you live with Mr. White after the prisoner transacted the business of this bill?—Four months.

Q When did you leave him?—I left him in June.

Q Did you ever see Mr. White's book since June?—No, never.

Q Did the prisoner ever talk to you about this bill?—No, never.

Q He never mentioned it to you?—He has mentioned to me, he told me what he was committed for.

Q When did he tell you what he was committed for?—On Monday, that was the first time I saw him.

JOHN ALLEN *sworn.*

I am an hair dresser.

Q Do you know the prisoner at the bar?—I do, I recollect him about the 23d or 24th of February, 1792, and I saw him also last Saturday, I went to see if he was the same person. On the 23d or 24th of February, a bill came for acceptance to a Mr. King, in Upper Berkeley-street, I was dressing his hair; I knew a Mr. King, in Upper Berkeley-street, Portman-square, just by New Quebeck-street.

Q Who else did you dress there?—No other person.

Q What apartment did he occupy in that house?—A first floor.

Q Did you ever hear what was the christian name of Mr. King?—I have heard that his name is John King, but I am not clear.

Q Do you remember while you was dressing him on the 23d or 24th of February, any thing particular that happened, that you took notice of that morning?—A person brought up a bill for acceptance, the word of the man servant was, that he brought up a note up stairs, which he said was for acceptance, and he said the person was waiting below; Mr. King asked his servant to hand him the pen and ink off the pembroke table that stood between the windows; this was as I was dressing him, he did hand him the pen and ink, he wrote, but I cannot say what, I did not see what he wrote.

Q When he had wrote this what became of the bill or note then?—He gave it to the servant again, I still continued dressing the gentleman's hair, in a minute or two afterwards the servant came up again with the bill, saying that the person was not satisfied perfectly with the acceptance, he ordered the gentleman up, the person that was shewn up was the

the prisoner at the bar, when he came up Mr. King asked him what reason he had to object to that acceptance, he said he did not doubt either his honour or his principle, but it was a mode of acceptance he never saw, on that he said, that was the mode he always accepted his bills, and when they came to him, he duly honoured them when due. He said, *A. stood* for acceptance, and *King* was his name; he should do no other to it. In the course of a day or two he asked me to get a private lodging, on which I introduced myself, as letting out lodgings; I lived in Prince's street, Soho.

Q. How long was it before he went to your house, after you told him you could accommodate him?—Two or three days.

Q. How long had you dressed him in Berkeley-street?—Six or seven days, but not more.

Q. Did you see the bill or note?—I cannot pretend to say nothing at all about it for what sum it was drawn.

Q. How long did Mr. King stop in your lodgings?—Eleven days.

Q. When he left your lodgings do you know what became of him?—I cannot tell no more than what he said himself, he said that he was going abroad to the West Indies.

Q. Look round again to the prisoner at the bar, and see if you are certain that he is the man that came to Mr. King's house?—I am sure that he is the man; I have been to Newgate on Saturday to satisfy myself about the identity of his person, I went for that purpose, and for that alone, the remark I made of him was, that he had a particular scar on his right eye, and that I thought he was an Irishman.

Mr. Bailey. How long have been in business?—Eight years.

Q. Are you in business now?—I am.

Q. Pretty good business?—Yes.

Q. How many hands do you employ?—I keep two in winter, and one in summer.

Q. I think you lived in Princes-street, Soho, how far is Princes street, Soho, from Upper Berkeley-street?—About a mile and a half.

Q. At the time you dressed Mr. King did you dress any body else in Berkeley-street?—No.

Q. How many days did you dress him there?—About six or seven days.

Q. Do you recollect what was the first day, or what was the day of the week you began to dress him?—I cannot pretend to say.

Q. Do you recollect when he came to your house?—I think it was the latter end of February.

Q. Are you sure?—I will not pretend to say.

Q. How many days before he came to live with you did this transaction take place?—About three days, or thereabouts.

Q. Are you sure as to that time?—I cannot pretend to say that I will swear to that.

Q. When you said it was the 23d or 24th of February you was not certain which of the days it was?—It was to the best of my recollection.

Q. Where do you live?—Chapel-street, Tottenham-court-road, No. 4.

Q. In the hair-dressing line?—Yes.

Q. How many journeymen do you keep now?—I keep one till November.

Q. Pray what is the name of the person you keep?—As to his surname, I don't know.

Q. Is not there a society of master hair dressers?—I know there is such a society.

Q. Then you know that the object of that society is, that no hair dresser should take a journeyman without a character?—It is the generality of the way of our business.

Q. Pray when was you first applied to come here?—Last Saturday morning.

Q. Last Saturday morning was the first time

time you was applied to come here, no application was made to you to come here before last September sessions?—No.

Q Who came to you?—The wife of the prisoner at the bar.

Court. Are you sure the prisoner brought the bill?—I saw him come up; the servant brought the bill, and he took it down again. This King went by the name of Nugent at my house, he was asked for frequently under that name. Likewise after he had been there two or three days, I asked, says I, here is a gentleman enquires for a person of the name of Nugent; says he, let him up.

Q You say you went to a house in Berkeley-street, was it the left hand or the right hand side of the way?—The right hand side of Portman-square from here.

Q What sort of a house was it?—It was a decent house, a new house.

Q How many windows in front?—Three.

Q What colour was the house?—A brick house.

Q Who is the owner of the house?—Who was the occupier of the house I cannot say; I was not at all acquainted with the house; I was recommended by a captain O'Brian, to this King.

Q Was it a very large handsome house?—It was three stories high and three windows in front.

Q How long have you lived in the house where you now live?—Seven months.

Q Was you brought up a hair dresser?—I was.

Q Have you constantly followed that occupation?—I have.

Q Did you ever follow any other?—No.

Q Then you never was a bailiff's follower, and arrested people?—O! Yes, I have been.

Court. Then I desire to know what you meant by just now saying that you

never followed any other occupation than an hair dresser?—I did not know what you meant by occupation.

Q Now tell me whether you have been a bailiff's follower?—I went along with Mr. Griffin and Taylor, he lives in Tavistock-street, Covent-garden.

Q Have you ever been employed as a bailiff's follower?—I have been with them, as an hair dresser could get into an house when other people could not.

Q Have you ever been with them when they arrested any body?—Yes.

Q How often?—Not a great number of times; six or seven times very likely.

Q On your oath not more?—I cannot pretend to say, more or less.

Q Upon your oath have you not been with one or the other twenty times?—I might; it is a long time ago, and long times between the times, so that I cannot pretend to say.

Q When was you first with any body as a bailiff's follower?—Last December.

Q Who was you with then?—Taylor.

Q You never was with any bailiff before?—No, nor since.

Q How often have you been with Taylor or Griffin since that time?—I cannot pretend to say.

Q Might not you have been with them thirty times?—No, not thirty times.

Q Might you have been with them twenty times?—It might have been twenty.

Q Why did you say it was between six and seven then?—Because there has been so long a distance between the times that I cannot recollect: I never took a thought.

Q Never took a thought how often you had been with bailiffs, but you have with the note?—The dispute that arose

between.

between Mr. King and Mr. Reading made me remember that.

Q. A dispute! No other dispute than what you have mentioned, was there?—No other.

Q. You was present when the bill was brought?—I was.

Q. Did he write once or twice, or three times?—Once to the best of my recollection; I saw him write no more.

Q. He wrote but once then; with the same pen and the same ink?—With the same pen and the same ink, and the servant reached it to his hand.

HENRY OLIVER *sworn.*

I am a painter and glazier; I have known the prisoner in the year 1790, from the beginning of January, to the latter end of May; he lived with me these five months; I never heard the least against his character. I live in Wells-street, Oxford-street; he was honest in his dealings with me.

Court. What was he at that time?—A servant out of place.

TIMOTHY HARLING *sworn.*

I am a baker, in Shorter-street, Well-close-square; I have known the prisoner upwards of twenty-five years; I never knew any thing bad of him before now.

Court. What was he brought up to?—His father lived in the neighbourhood where I was born, he was a man of credit; he was at school when I left the place, and afterwards he came here.

Q. Have you known him since he came here?—I left Ireland about eleven years ago.

Q. Have you known him since that?—I have had some dealings with them.

Q. Have you been in the habit of knowing him during these last ten years?—No, I have not. But I have known him these four or five years in London.

Q. What has he been?—Upon my word I don't know what business he has been in; but he has called on me in my professional line of business.

JANE DAVIS *sworn.*

I live with my mother, in Upper Berkeley-street, Portman-square; I have known the prisoner about eight years; I never heard any thing to his disadvantage till now.

Q. What line has he been in during these last eight years?—I thought he was a servant. He lodged at my mother's a few weeks; he wanted a situation, and I think he got one; that is four years ago. He has called since; the last time he called he said he was married, and had married a person of some property; I think it is two years next February the last time I saw him.

Q. Do you know what time in February?—I do not. I went to his house and dined with him, it was in Bolsover-street, Cavendish-square, he had a house in there, I was at the house.

Q. What trade did he carry on?—He told me that he was going to deal in hops and different things, that he had a great many friends that would assist him, and that he was going into business for himself.

Q. Was it a pretty good house?—I believe it was a small house.

Q. Do you know of his being acquainted with any body else in your street?—I never heard him speak of any, nor I don't know that he knew any except me and my mother, and my father when he was alive. A person came in the name of Nugent, much about this time two years, it was the latter part of the summer, an elderly gentleman came by the name of Nugent, he wanted lodgings; we let him the lodgings; he refused to give his character; he said, when my mother asked him for his character, he said,

said, why should we suspect him, he said, I don't like to be troublesome to my friends; I will pay you every week. He came in on that account, because he was to pay every week for his lodgings, we agreed; he said he should order every thing in; but when he had been there about a fortnight, and we had lost just before that a piece of cloth, I found a duplicate, a pawnbroker's ticket, in the house, in his apartment, and I was curious enough to go to the pawnbroker to know what it was about; the pawnbroker asked me if I had found it? I told him I had found it in my house; the pawnbroker said he had orders to stop it; I told him he might stop it if he pleased; I asked him what it was upon? he said it was a man's coat; I asked him the person; he described him exactly, and there was on the duplicate, John King, Mary-le-bone-street; he described the person, so I have every reason to believe it was the gentleman that had taken the apartment, and pawned the coat; and there were a great many people came after him, and enquired for bills and debts, and many things; so that we had every reason to believe that he was not as good as he should be. So I think this gentleman went by the name of Nugent and King.

GUILTY. Death. (Aged 31.)

Tried by the London Jury before

Mr. Justice GROSE.

600. THOMAS COOK otherwise EVERSALE and WILLIAM MACGINNIS were indicted for stealing, on the 8th of July, a silk handkerchief, value 5s. the goods of Sir Peter Soame, Bart.

SIR PETER SOAME *sworn.*

On the 8th of July last I was in St. Faith's Church-yard, I lost a silk handker-

chief, I suppose I had seen it in the course of the ten minutes before I lost it.

Q. Then you did not see neither of the prisoners at the bar?—I was told they were behind.

THOMAS LEWIS *sworn.*

I was in Ludgate-street; I am a truss maker; I saw Sir Peter Soame and his friend along with him go into a shoemaker's shop directly opposite to my house; I am certain of one, with the red hair, Thomas Cooke; I am pretty sure the other is the same, but there is some alteration in his dress, or hair, or something, but I have no doubt of his person, the two prisoners were close at the heels of Sir Peter Soame and the other gentleman; when they went into the shop, the prisoners loitered and seemed disposed to something; I kept my eye on them, and they separated and got one at each window, and they amused themselves for ten minutes or a quarter of an hour, at last one of them sat down at the private door, then got up and looked into the shop to see if the gentlemen were coming out, as I judged; when Sir Peter Soame came out with this gentleman, these two men came together and followed them; I saw them several times attempt at his pocket, I don't know whether it was one or both, several times before they got to St. Paul's Church-yard; when they got into St. Paul's Church-yard, one of them, he in the red hair, just as Sir Peter was going between the posts, put his hand into his pocket and took his handkerchief out of his pocket, and immediately rested his arm on the post, there was a gentleman along with me that saw the circumstance; when I came close to him I attempted to take hold of him by the collar, but he caught my eye, dropped down and ran behind the bar to go between the bar and the walls, and while he was running he threw the handkerchief from him; I then turned myself round and took the other as his accomplice; this one that ran by

by the bar the other gentleman that was with me took, he was bound over to prosecute; Sir Peter was made acquainted with the circumstance, he saw his handkerchief and owned it; we took them to Guildhall, when we came to Guildhall yard I met with an officer, a constable, and he asked me what was the matter with these men? I told him they were pickpockets, and desired he would search them immediately.

Prisoner. Ask the gentleman whether he saw me pick the gentleman's pocket, or found the handkerchief on me?

Court. He says he did, and he says you threw it away.

Lewis. No, it was Mac Ginnis picked it out of his pocket.

PHILIP JOSTLING *sworn.*

The prisoners were brought to Guildhall-yard and given charge of to me, and I produce a handkerchief delivered to me before the Lord Mayor.

Court to Lewis. Did you pick up the handkerchief?—No, somebody picked it up and gave it me.

Court to Lewis. Did you pick up the handkerchief?—No, somebody picked it up and gave it me, and I took it to the Lord Mayor. (The handkerchief deposited to.)

Prisoner Mac Ginnis. I was going through St. Paul's Church-yard, just by posts, I immediately heard the voice saying, there is a young man has picked the gentleman's pocket, I immediately turned round and somebody took hold of me directly; I asked them did I look like any such person? I worked hard for my living; say he, I am authorized so to do by a gentleman; says I, what gentleman? says he, that man; pointing to that gentleman, Mr. Lewis; sir, says I, did you give charge of me for robbing any body? it is a false accusation; they immediately took me up

to Guildhall before a magistrate and found nothing at all about me; they immediately searched the young man that was with me, and they found three or four handkerchiefs about him, and they committed me immediately, without giving me an opportunity of saying a word.

Prisoner Cooke. I wish to put my trial off, I have got a wife and family, I work very hard for my living; I have not been in London above a twelve month, I came from Rochester, in Kent.

Thomas Cooke. GUILTY. (Aged 28.)

William Mac Ginnis. GUILTY.

(Aged 14.)

Transferred for seven years.

*Tried by the London Jury before
Mr. Justice HEATH.*

601. PETER FERNS, MARY MACARTY otherwise FERNS, THOMAS HACKET, JOHN CARTY and GEORGE WEBB were indicted for burglariously breaking and entering the house of James Phipps, about the hour of one in the night of the 1st July, and burglariously stealing therein, one hundred and thirty pair of mens leather shoes, value 10l. ten pair of womens leather shoes, value 1l. two pair of leather shoes, value 1s. one piece of wax leather, value 5s. the goods of James Phipps.

JAMES PHIPPS *sworn.*

I am a shoemaker; I live at No. 1, Drury-lane, my house was broke open after I went to bed.

2. Did you secure the doors and windows before you went to bed?—I and my wife we went to bed together the last of our family; I have only my wife and an apprentice

apprentice. Near one o'clock on the 1st of July, my wife awaked me out of my sleep, I went to bed between ten and eleven, she told me to get up for she thought she heard a shoe fall, I got up and I went to the stairs and I looked down and I called to the apprentice, Samuel Penman, and I asked him if he had been down stairs? he said no, he had not been down. I could see no light, and I went to bed again and told my wife I thought it was the rats; she was heavy with child, so with that I got into bed and told her to compose herself and go to sleep, and I almost got to sleep, and she said, Jim, get up for I cannot sleep; with that I heard a chair fall down and shoes on it, which made a great noise.

Q. Now did you hear that there were thieves in the shop?—I jumped up immediately to the window and called watch, and while I was opening the window I heard the door bang, the outward street door, I called watch as loud as possible for the space of a minute, there was no assistance came, but the lamplighter was going by with his lighted torch, and I asked him for a light, and he told me my door was broke open, and I went down stairs and found my door wide open and my shop stripped.

Q. Do you know how much you lost?—Yes, a great many things; here are some things found which are here.

Q. Then you don't know of your own knowledge who it was that did this?—I never saw any body.

Q. Before you went to bed was your property safe?—Yes.

Q. And your things are here you say in court?—Yes, part of them.

Mr. Knowlys. When the lamplighter was going by I take it for granted if any man had been there you could have distinguished the features of his face, even without a light?—No, I could not, it rained very fast, I was very much frightened.

Q. But perhaps the day might have been so far advanced as you might see a man's face that was at my distance from you?—No, I could not.

JAMES PENNY *sworn.*

I am an officer belonging to Bloombury; I went to Parker's-lane, and I saw Sanders running after a man.

Phipps. In the morning the first that came to my assistance was the patrols after the lamplighter, immediately they thought they saw somebody in the cellar, and they searched the cellar, and immediately they desired me to go to Bow-street and have some bills printed; I went and had some bills printed, and they had not a proper account at first, I went and had some others printed; and they went to pawn two pairs of shoes at a pawnbroker's, that was how it was found out.

CHRISTOPHER SANDERS *sworn.*

Mr. Phipps sent for me on the morning that the robbery was done, I came to his shop, there was nothing particular then occurred till the pawnbroker stopped two women, and took one of them into custody, she is not here now, she is not one of the prisoners; I went to Ferns house in Parker's-lane, about two hundred yards from where the prosecutor lived, I believe he looks after a cart and horse for Mr. Maccoul, the builder, I searched the house and found nothing, I then asked Mrs. Ferns if she had not taken rooms somewhere else? I went to two other rooms which they had taken of Mr. Maplebank, there was a pair of shoes and a tea chest in the drawers which were in one of the two rooms which the prisoner Ferns said he had taken of Mr. Maplebank.

Q. Were the rooms locked?—Yes, they were, Mr. Maplebank had one key, I could not tell who has the other.

Q. Who let you in?—Mr. Maplebank.

Q. Is

Q. Is Mr. Maplebank here?—I don't know that he is.

Q. What is Maplebank?—He keeps a public house, and I believe he lets out horses and chaises; I have one pair of shoes that were found there, and here is another pair that was taken off his feet, them I have had in my possession ever since.

Q. Have you any thing more to say?—No more than apprehending him.

Q. When you apprehended him what did he say?—He said very little to me, his chief discourse was to Mr. Perry.

Mr. Knowlys. Pray what are you?—I was an officer at Marlborough-street at that time.

Q. You have not been discharged for misconduct from Marlborough-street office?—No, I have not.

Q. Who is Mr. Maccoul?—Mr. Maccoul was a builder, and Ferns was one of his labourers, I was told so, I believe he has worked for him this fourteen years; It was a woman that was stopped with the shoes, of the name of Pope.

Q. That led you to Ferns house?—It did.

Q. Pray how comes it that Pope has not been produced here?—She was bound over upon evidence.

Q. Have you taken any pains to find out this Pope?—I called upon her and told her to mind and be in time.

Q. Do you know a Mrs. Doggett that has been in court, and received a reprimand?—Yes. This woman Pope swore she was sent by Ferns.

Q. These pair of shoes that were found on the man's feet, was found eight days after the robbery?—I believe they were.

Q. They were old shoes?—They had been worn.

Q. I don't know whether you have known much of this man?—He was a stranger to me.

JAMES PERRY *sworn.*

I am an headborough belonging to Bloomsbury Parish, I was sent for by Mr.

Wheeler, he sent his servant to me about the 4th of July, I went to Parker's-lane, when I got there I saw Sanders running after a man that had got a bag, he said he was about the business of the house that was broke open the top of Drury-lane; accordingly he says to me, come with me, I went with him to Ferns house, there was a young woman there that said Ferns was moved to Maplebank's, I went to Maplebank's, and dispatched Sanders for a search warrant, and Mr. Maplebank opened the door, and I went up stairs, and the rooms were fast, and Mr. Maplebank gave me some keys, and I opened the top door; Maplebank unlocked the street door, and I opened the other, and I found in Ferns room a bag with a few shoes in it; Maplebank told me it was Ferns room, and Ferns told me so.

Q. Maplebank had the key?—Yes, he had.

Q. Did you find any on Ferns?—No, I found out where Ferns worked, and found the prisoner.

Mr. Knowlys. You know Ferns I believe?—Ferns is a hard working man, a day labourer; I never was more surprised in my life than about this, I always thought him very honest.

Q. Should you have been at all surprised if Maplebank had given him an old pair of shoes for services done him.

JOHN BROWN *sworn.*

I live in High-street, Bloomsbury, I produce a pair of shoes I stopped on Judith Pope, the day after the robbery was committed.

WILLIAM HOW *sworn.*

I am a servant to Phipps; I know I made a pair of shoes, and these are the pair that I made, I can swear to them.

ELIZABETH ROBSON *sworn.*

I lodge at No. 6, Parker's-lane. Ferns lodged facing, at Mr. Maplebank's, at

at the Golden Hart, in a room over a stable. About the beginning of last July, I was in Mr. Count's shop, Parker's-lane, No. 6, Mrs. Doggett that lives under the same landlord, in his next house at the lower place, she came in Mr. Count's shop as I was standing there.

Court. I cannot hear any thing of Count, as he is not at the bar?—I saw the property taken from Mr. Count's cellar.

Mr. Knowlys. Then this property that was afterwards found to be stolen, was lodged in Count's cellar, and not in Ferns's house?—Mrs. Doggett was in possession of the property, till noon day, and then it was removed to some other place.

RICHARD DOZEL *sworn.*

I received one pair of new shoes from the woman at the bar, Mary Ferns.

Q. Was her husband present?—No.

Q. Have you got them here?—I have.

Q. Did Mary Ferns pass for the wife of Peter Ferns?—Yes, here are two pair in all, one pair I received from another person. (Deposed to.)

Mr. Knowlys. What day was this?—The day after the robbery.

Prosecutor. I have a great deal of property in a bag here, which I found in a hay loft, over a stable, where Peter Ferns looked after a gentleman's horse.

Peter Ferns. I leave my defence to my counsel. I bought them shoes, that were taken from my feet, of a shoemaker that lives in King-street, Seven Dials, and gave five shillings and six-pence for them, my master is in the country, and could not be here, Mr. Phipps said that he would bring him here if he could.

Prosecutor. I went to get him to come, and he said if he came perhaps he should do more harm than good, so he would stay away.

All five Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Justice HEATH.

601. **ELIZABETH HAGUE** was indicted for stealing, on the 19th of January, a silver watch, value 1l. 10s. a steel watch chain, value 4d. a brass watch key, value 1d. the goods of William Robinson.

WILLIAM ROBINSON *sworn.*

I am a silk weaver, the prisoner was a tenant of mine, she rented part of a house up two pair of stairs, in Pelham-street, Spitalfields. On the 19th of July about twenty minutes before one, she came to ask what was o'clock, she sees the watch hanging up; a few minutes after I went down stairs to dinner, I might be gone about half an hour, and when I came up again the watch was gone.

Q. Where was she at that time?—She went up stairs and down again, while I was down at dinner, I saw her go up and down; the officer has got the watch now in court.

JOHN RAY *sworn.*

I am a constable of Hatton-garden, I had that watch delivered me at the office by Noon.

JOHN NOON *sworn.*

I delivered the watch to Ray, the constable. In the first place, I got it of Mr. Manger, the pawnbroker, I bought it of him, I bought two together for two pounds ten.

JEREMIAH MANGER *sworn.*

I am a pawnbroker, I remember selling a watch to John Noon; I received it of this prisoner the 19th of July, she pawned it for one guinea, in the name of Elizabeth Hague; the 25th of July, she came and seemed to be in very great distress, and wanted me to buy the watch, I told her I had plenty to sell.

Q. Did you buy it?—I did not; there was a neighbour of mine named Drury that wanted a watch, this person had been speaking to me about one a month before.

A a.

says.

says I to him, I don't know but what I might have a watch that you may want; he gave twenty-four shillings for the watch, and afterwards he did not like it; I took it of him again.

Q Are you sure it is the same watch? — I cannot tell, it has been so defaced; I put it into my window after that, and I sold that and another watch out of my window for fifty shillings.

———— DRURY *sworn.*

Q Had you a watch of Manger? — I had, and I delivered it to him again in one month's time.

Prisoner. I went down for a pint of beer at my dinner, and going down I picked up the watch about two yards from the door, and I took it to Mr. Manger's and made a guinea of it. (The watch deposed to, Robinson knowing the number, and name.)

The prisoner called two witnesses who gave her a good character.

GUILTY. (Aged 23.)

Imprisoned twelve months in the house of Correction and fined 1s.

Tried by the first Middlesex Jury before Mr. Justice HEATH.

603. WILLIAM IVES was indicted for stealing, on the 26th of August, one hundred pounds weight of lead, value 10s. the goods of Joseph Sharp.

WILLIAM JACKSON *sworn.*

I am one of the officers at Marlborough-street. I met the prisoner on the 27th of August, Tuesday, about half past eight in the evening, in Great Marlborough-street, he had this piece of lead on his shoulder; I followed him about half a mile before I stopped him to see where he wanted to sell it; I stopped him

in Crown-court, St. Giles's; I stopped him and asked him where he was going with that lead? he said he was going to Mr. Davis; I asked him where Mr. Davis lived? he did not chuse to tell me where he lived; so I told him I must take him to St. Giles's watch-house; the watchmen took the lead; the watchmen is not here.

Q How do you know it is the same lead? did the watchman take it in your presence? — Yes, I went with him.

Q When you got to the watch-house, what marks did you put on it to know it again? — I put different marks on it, a cross on it.

Q Did you find out who the lead belonged to? — I found it out the next morning.

Q How did you find it out? — By enquiring where we see any repairs going forwards; and we found Mr. Sharp had lost some lead from the top of the brew-house.

Q At the time it was lost do you know whether it was affixed or loose? — It was thrown down loose in the afternoon by the workmen.

Q What was his christian name? — Joseph Sharp, in King-street, St. James's.

Q How far did you find the prisoner from the house of Mr. Sharp? — Not a quarter of a mile.

Q Is the lead brought here? — Yes, brought by Mr. Sharp's man.

Mr. CLEAVER *sworn.*

I am clerk to Joseph Sharp. On the 28th of August, in the morning about eight o'clock, two men from the police office in Marlborough-street, came to enquire whether there was any lead missing from the premises? at the same time they had a man in custody that appeared like a brewer's servant, that had stole some lead; I went to the office and saw the prisoner at the bar in custody there; from thence I went to Mr. Rawlins, the plumber,

plumber, to beg him to look at the lead; we found that some lead had been cut down on Tuesday by the carpenters.

THOMAS RAWLINS *sworn.*

I am a plumber; I do the plumbing business at the brewhouse for Mr. Sharp. On the 28th of August, in the morning, I was sent for to examine the lead that was found; I saw the lead at the office.

Q. Did you know that lead?—I went to the brewhouse of Mr. Sharp, and surveyed the upper part of the brewhouse, and I found there was some lead took off on Tuesday morning, and among it there was one gutter.

Q. Did you carry the lead to Mr. Sharp's?—Not that day, but the day following I did, that was on Thursday.

Q. Did you find the lead there corresponded at all with the lead wanting on the brewery?—There was a piece of lead missing, and had been took out from the upper part of the gutter, and this lead that we took answered to that place as to length and breadth.

Q. Did it appear newly cut?—It was not cut at all; it was a new piece.

MARK FULTON *sworn.*

I am a carpenter; I let some lead fall down in the yard on Tuesday; I cut it myself from the gutter on the 27th of February; it was not missing that day, it was missing the next day; it was brought back on Wednesday or Thursday; I thought, as far as I could tell, it was the same lead, but I cannot swear to it.

Q. You know there was a piece thrown down, you cannot swear this was the same you threw down?—No. I threw a deal down then, but I cannot swear to any one of the pieces.

Not GUILTY.

*Tried by the first Middlesex jury before
Mr. RECORDER.*

604. **WILLIAM MUMBY** was indicted for stealing, on the 4th of August, a cloth coat, value 3s. the goods of Archibald Elliott.

ARCHIBALD ELLIOTT *sworn.*

I am a labouring man.

Q. Had you a cloth coat stole from you at any time?—On Monday the 4th of August I had it stole; I did not see the prisoner take it, I saw it just opposite a broker's shop, put up to be sold on Monday morning the 5th.

Q. I ask you when you last saw it before it was stole?—Sunday about twelve o'clock, I missed it from my own room, in the King's Head, James's-street; I am only a lodger there; I missed it from my bed room.

Q. How soon did you see it after you missed it?—Monday about eight o'clock at Mr. Lawrence's shop door.

— **LAWRENCE** *sworn.*

I am a taylor, in Petty France, it is called York-street now. On Sunday evening about seven o'clock the 4th of August, my wife had a very bad state of health, and was very ill that day particularly, about seven o'clock she wished to be at the door for the sake of a little air, and this man came in, and he said to me, would I purchase this black coat? I told him it was a thing I did not wish to have any thing to do with—buying of a Sunday; so I asked him what he asked for it? he said he was a recruit, and rather being short of money he asked four shillings and six-pence or five shillings I cannot be certain which; I told him the most I could give him was three shillings as it was pieced under both the arms. I hung it out on Monday morning between six and seven o'clock.

Court. You see there is nothing thrives that is bought of a Sunday?—Soon after it was hung out, there was a Jew that came in

in, and asked me what I would let him have that black coat for? and after that the prosecutor came to the door and found the coat; by eight o'clock in the morning the constable came with him; I delivered it immediately. The old man that says he owns the coat, has had it ever since, by the magistrate's order, in his care; I never saw it since.

Q. Now look at that man, was he in a soldier's dress?—The same; he is the man, I never saw him before in my life.

Q. Where did you pick him out?—I went to the Bird Cage-walk on Monday in the afternoon, about the middle of the day.

Q. How long was he with you altogether?—About a quarter of an hour.

Q. What did you recollect him by, his voice, figure, or what?—He has got an amazing sight of warts on one hand, which I took particular notice of, and I gave the same description before the magistrate.

Q. How many did you pick him out of?—I cannot say how many there might be particular, there might be more than twenty exercising at the same time.

Q. Did he say any thing to you when you picked him out?—I did not pick him out while he was exercising, I waited till they were done. This soldier lodges in the house with the old man; after I had seen the man I went with a constable.

Q. Did you know him to be the man before you saw the prosecutor?—I did.

Q. Should you know the coat again?—I should by the piecing under the arm; but at the same time I have seen it so trifling a time.

Q. Is the constable here?—No.

Q. Are you very sure that the coat you gave to the old man, was the coat you received from the prisoner?—It was the same coat; I am sure of it.

Court to Elliott. Produce the coat.

Lawrence. I know it by the piecing under the arms.

Elliott. I know it by the same, and by a remarkable seam on the top of the sleeve.

Prisoner. I never saw the coat, nor know nothing about it.

The prisoner called his serjeant to his character.

Fined 1s. and sent back to his regiment.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

605. WILLIAM NEWTON was indicted for stealing, on the 1st of February, twelve horse brushes, value 12s. the goods of Matthew Wilson.

MATTHEW WILSON *sworn.*

I am a saddler; I live at No. 31, South Moulton-street, St. George's, Hanover-square; I keep a house there; I did not see the prisoner take these brushes.

Q. Were they taken from a shop or where?—I cannot tell.

Q. Did you miss them at all?—I did not.

Q. Is there any of your servants that did?—No. I went to Mr. Cary, a basket-maker, in Oxford-street, the prisoner's lodging, and there I found twelve brushes, he lived with me some months in the winter; nine of these twelve brushes I knew to be my property by my private mark, and one by a defect in making the brush; the private mark on them is R: the other two I cannot swear to. This was on the 7th of August, about six or before seven in the evening.

Q. How came you to go to Mr. Cary's?—Mr. Walker, the constable of St. George's, and Mr. Marsh, the Sadler, called on me, in consequence of which I went there.

Q. Did the prisoner lodge in that house?—I don't know.

Q. Who

Q. Who produced the brushes to you?
—Mr. Walker the constable.

Q. And before this you had not missed them; can you, by these marks, swear that these were brushes you never sold?
—I cannot positively.

Q. Who has had the care of these brushes ever since?—The constable.

Mr. Knowlys. It was four months that this man had left you before you received this intelligence?—More than four months.

Q. Had you ever a better man in your service, so far as you had an opportunity of observing his conduct?—He was a very valuable servant; he was an entire stranger to me when I took him; he was a favourite with me.

Q. This man having left you four months, you had not missed any brushes?
—Never till now.

Q. Who has been employed in selling brushes since this man has left you?—Five or six persons have the power of disposing of them if a customer calls.

Q. From the number of your stock, and from the state of these things in your stock, you did not know that any were missing, therefore whether any servant had disposed of these brushes it is impossible for you to tell?—It is so.

WILLIAM WALKER *sworn*.

I am a constable of St. George's, Hanover-square. Mr. Robinson who was the master of the prisoner, came to me on Tuesday with a search warrant, to search the apartment of the prisoner, at the biscuit baker's, the upper end of Oxford-road, Mr. Cary's; the search warrant was for a cravat; we went and did not find it, and in searching the box I found sixteen brushes, which Mr. Wilson termed horse brushes, but some were differently covered; have them here, I have kept them ever since (Produced and deposited to.)

B b

Court. At the time you took these brushes, did any thing pass between you and Mr. Wilson, and the prisoner?—The prisoner was not present.

Q. How do you know they were the prisoner's lodging?—Because I went to to Mrs. Cary's, and she took me up, and he went home, and he confessed it was his box that contained the things where the brushes were; I broke his boxes open.

Q. Did the prisoner say any thing about them at any time?—Not that I heard.

Mr. Knowlys. Where was this said that he said about the box?—It was said in the apartment at Marlborough-street office, not while he was present before the the justice, or before the justice's clerk, he said, did you open the other box, because there is money in it? says I, I opened both the boxes; says he, it is my box.

Q. Then he spoke as easy as if I was to ask you whether the shirt on your back is your own, and you would say yes?

Court to Prosecutor. Can you ascertain at all whether there was any brushes missing in your house?—No, not at all.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

606. MARY ROBINSON was indicted for stealing, on the 8th of August, a black silk cloak, value 10s. a cotton petticoat, value 2s. a pair of cotton stockings, value 1s. the goods of Ann Ibbotson.

ANN IBBOTSON *sworn*.

I am a widow; I lost the articles in the indictment; I did not see the prisoner

take them; I live at No. 4, Harford-place, Drury-lane; I employed her as a charewoman; I missed the things, and I suspected her; I missed my cloak the 8th of August, I don't know whether it was Wednesday or Thursday; I did not miss the other articles till after she was taken, she was taken up the same night; after I missed the cloak I suspected she had taken it, I told the watchman to take her; he took her to the watch-house, and the duplicates were found on her.

Q. After she was taken up did you ever find any more things?—The things were all found on her that are in the indictment.

Q. Did you see the tickets of the other things taken from her?—Yes, I did.

Q. Are all the other articles in the indictment found?—Yes, they are all in court.

Q. To whom were the duplicates delivered to?—To the constable.

Q. Is he here?—No, he is up at Clerkenwell.

Q. Have you seen any of your things at the pawnbroker's since?—Yes, all of them; the cloak was the first thing I did see.

JOSHUA ALLEN *sworn.*

I am a pawnbroker's servant. On the 6th of August a pair of cotton Stockings were pawned; on the 7th a cotton petticoat, but it was not my taking in; on the 8th a black silk cloak.

Q. Who pawned these things?—The prisoner at the bar; I knew her person, I have seen her many times before.

Q. Did you give her duplicates?—I did. I have got the things here. (Produced.)

Prosecutor. I know the cotton stockings by a dot upon the top of them put on myself; the black silk cloak has two sorts of lace on it, and a tare on the neck; I have had it five or six years.

JOSEPH TURNER *sworn.*

I am a pawnbroker's servant; I produce a muslin neckcloth, it was pawned by the prisoner at the bar; I had seen her before; it was pawned the 6th of August. (Produced.)

Prosecutor. It is mine, I know it by some iron moles in the front of it.

Prisoner. I was in the prosecutor's house six weeks; she had me first to wash, iron, and get up things, and she never gave me nothing at all but once a shilling, and two pence and three pence; I was with a lodger of her's ten weeks, and between them all I had about four shillings; that was all the money I had all the time I was there, and I asked for my money several times, and she did not pay me.

Court to Prosecutor. Do you owe her any money at this time?—I do not.

Prisoner. These things were left in my care to wash, and I thought I would make some money of them till I was paid; I was ten weeks without money.

Court to Prosecutor. Did you give her any of these things either to pawn or wash?—I did not.

GUILTY: (Aged 50.)

Confined six months in the House of Correction, and fined 15.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

607. MARGARET SHAW was indicted for stealing, on the 4th of July, two pieces of mullin, containing four yards, value 2s. 6d. the goods of Joseph Craig.

(The witnesses examined separate.)

GEORGE BROWN *sworn.*

I am shopman to Joseph Craig, in Holborn. The prisoner came along with Mary

Mary Longman to buy some muslin; Mary Longman asked to look at some muslin; I shewed her them; Mary Longman objected to the muslin, and thought it was very dear; they did not purchase any of them, but I gave them a pattern to compare with what they might see in other shops, and then they went away. In about a quarter of an hour they returned again, and Mary Longman purchased a dress of this muslin, which I gave her a pattern of; there were other muslins laid on the counter at the time.

Q Were they near the counter?—Yes. And after I had sold Mary Longman the muslin, the two pieces that lay on the counter were missing. After they were gone I looked for the muslin, and I followed Margaret Shaw and Mary Longman.

Q Did they pay for the dress?—They did.

Q When they had paid for the dress did they go out?—They did.

Q Did you miss the muslin before or after they went out?—I did not see them in the place where they had been at the time they were in.

Q I ask you whether you missed the muslins before they went out of the shop, or only after they went out?—I missed them before they went out. When they went out I followed them, and I told them I believed they had got more muslin than what belonged to them; they came back into the shop, and I looked into Margaret Shaw's pocket, and I found these two pieces of muslins, they were given to the constable, and the constable has had them ever since. I put my mark on them that I should know them again. When I found these things in her pocket, I took her before the magistrate in Hatton-garden; the other woman was bailed.

Mr. Knowlys. The other woman was bailed, was she?—Yes.

Q Why she was the person that came into the shop with the prisoner?—Yes, they came together.

Q Of course then she came with her?—Yes.

Q She was the person that asked all these questions that you have represented to the court?—Yes.

Q Every question that was put was put by Longman?—Yes; and the other asked her opinion respecting it.

Q You missed them before they went out?—Yes, I missed them before they went out of the shop.

Q Do you know what quantity of muslin you might have on the counter at that time?—It is impossible for me to know that.

Q I suppose it is equally impossible for you to know how many persons you might have served before the prisoner came in?—Yes, we never keep any account.

Q Therefore it is quite impossible to know what quantity of muslins you might have sold?—Not before she came in.

Q Do you recollect, or have you the means of recollecting what quantity of muslin you might have sold in that day?—No, I have no means of recollection.

Q Now perhaps the quantity stated in the indictment, you might have sold?—Yes.

Q To any other person then you might have sold this quantity of muslin that is stated in the indictment before this happened, before the prisoner came into the shop, in the course of that day? Don't you understand what I mean?—No.

Q You say you had a great deal of muslin in your shop in the course of that day for sale; you say you don't know what quantity might have been sold in the course of that day; therefore whether the quantity stated in the indictment might be sold or no, you don't know?—No.

Q. And Longman is the person that has been bailed, and she gave all the orders, and purchased every thing that was purchased in the shop that day.

Court. When you took this out of the pocket of the prisoner did she say any thing about it?—She said she put it there by mistake.

LEMON CASEBY *sworn.*

I am an officer at Hatton-garden. I produce some muslins, two pieces, I received them of the last witness; I have kept them ever since.

Q. Was the prisoner put in your hands at the same time?—Yes; she and another. He only charged this one first, and then he charged the other after. (The muslin produced.)

Brown. This muslin belongs to Joseph Craig, I know it belongs to him from the shop mark, one is worth three shillings and the other is six shillings and sixpence.

Q. Do you know whether that was the muslin that you had shewn to either of the women?—It was not.

Q. Do you know whether it was laying on the counter at the time?—Yes, it was.

Q. Had you been shewing it to any body else?—I had not been.

Q. Can you swear that these identical pieces were on the counter?—Yes, the first time they came to the shop I can swear to these pieces being on the counter.

Q. Had you shewn these pieces to any body else?—No, I had not shewn them to any body else.

Q. How came you to know that they were on the counter?—I saw them laying there at the moment; they are pattern muslins.

Q. Did you see them laying there when they came in the second time?—Yes.

Mr. Knapp. Your name is George Brown, you are a servant to Mr. Craig

and Co.?—I am a servant to Mr. Craig.

Q. Craig and Co. is over your door?—It is.

Q. How happens that?—I don't know.

Q. Mr. Craig is not here?—He is not.

Q. Craig and Co. is over the door, and Craig and Co. is in the shop bills, that imports there is some partner?—But there is not any.

Q. You have a deal of the same quality of muslin in the shop?—Yes.

Q. Do you know every sort of muslin you might have had on the shop-board that day?—Yes, every sort had I seen it.

Q. How many sorts might there be that day?—Six, seven, or eight.

Q. Do you think there might be a dozen?—No, I don't think there was.

Q. Do you recollect every particular pattern that was on the shop board?—I cannot recollect every particular pattern we have got.

Q. When you go to the shop in the morning, do you put down on paper every pattern you have in the shop every day?—No, but I know those because I see them lay on the shop-board.

Q. You think you see them lay?—I am certain.

Q. Then to the partnership you don't know your master's concerns as well as he does himself, but it is Craig and Co. on the door, and Craig and Co. on the shop bills.

Court. Do you keep the shop book at all?—No.

Q. Do you know in point of fact whether Mr. Craig has a partner or not?—He had a partner some time ago, but he died, it was Blakey and Craig, but he has had no partner since.

Prisoner. I leave my defence to my counsel.

Mr.

Mr. Knapp. What was the name of the other partner when he was alive?—*Blakey*

Q. What was on the door then?—*Blakey and Craig.*

Q. Since *Blakey* has been dead it is *Craig and Co.*?—It is.

Q. Not *Craig* alone, but *Craig and Co.*

The prisoner called five witnesses who gave her an excellent character.

GUILTY. (Aged 30.)

Imprisoned six months in the House of Correction, and fined 1s.

Tried by the first Middlesex Jury before Mr. RECORDER.

608. ABRAHAM DE FRIZE was indicted for stealing, on the 16th of August, a bank note, numbered 839, dated July 11th, 1793, value 20l. the property of Hyam Marcus Cohen.

(The case was opened by Mr. Schoen.)

AN INTERPRETER *sworn.*

MARCUS HYAM COHEN *sworn.*

I came to London before Witsun holidays; I am a Levy. Yesterday was four weeks, Friday, I received a bank note of twenty pounds and five pounds in cash; I could not read the note.

Q. Where had you been when you lost this note?—I received it of David Levy, and from David Levy I went through Whitechapel, and when I went through Whitechapel I lost it.

Q. Have you seen the bank note since?—No.

Q. What time was you in Whitechapel?—After five o'clock in the evening.

Q. In what part about you was the note?—In my breeches pocket.

Q. Was the money in the same pocket?—I had the money in my coat pocket.

Q. Do you know exactly the time you lost it?—A little after five.

Q. Do you mean you missed it then?—I had no more of it in my hand after that.

Q. Did you discover that you missed it as soon as it was gone?—Whitechapel was all in an uproar, and I looked every where for it in Whitechapel.

Q. Was that uproar made on the discovery that the note was gone?—I bought myself a halfpennyworth of currants in Whitechapel, and then I missed the note, and I took some people up, and took them up before the justice, and these people were discharged.

Mr. Knapp. Did you know the prisoner at the bar before this transaction?—No.

Q. Had you ever seen him before?—No.

Q. Did you see him during any time that this business took place?—No, I did not see him.

Q. Are you sure that the bank note was in the breeches pocket?—Yes, I am sure of that.

Q. Are you sure that the five pounds in cash and the bank note were not in the same pocket?—The five pounds and bank note were in my breeches pocket.

Court. You said before that the money was in your coat pocket?—The copper laid in the coat pocket, but the five pounds in cash was in my breeches pocket.

Mr. Knapp. Did not you charge the person of whom you bought these currants with taking this bank note?—I see a paper lay on the ground, and I thought that was the paper where the bank note did lay in.

Q. Was the bank note in a paper?—It was.

Q. Did not you tell the justice that you saw one of these men draw the paper with his feet?—I did.

Q. The prisoner at the bar was not one of these three?—No.

C c

Q. Did

Q Did not the justice tell the prisoner at the bar, in your presence, that if he could get bails he would bail him for the offence?—I don't understand english, and I don't know what he spoke.

Q Then how the bank note got out of your pocket you don't know?—I do not.

Q But you see one of these three men kick it with his foot?—I saw a paper laying on the ground, and I saw some man kicking that paper with his foot, I went from there, and remembering that my bank note was in a paper, I went back and took the men up.

Court. Was the paper of the same size, colour and sort of paper as you had in your pocket?—I cannot know that.

Q Do you believe it to be the same paper?—It was not in my thoughts; I did not mind it; if I had been sure I would have picked it up directly.

Q If you did not believe it to be the same paper, why did you stop the man that kicked the paper?—At first I did not miss it at all, and so I did not take any notice of the paper that lay on the ground then, when I went from there and missed the note, and thought of the man that moved the paper, I went back and took the man up.

Q Was the paper there when you came back?—It was not, I saw the paper kicked on the ground before I came back.

Mr. Knapp. Did you ever take up this paper to see whether it contained the bank note or not?—I never took nothing up.

Q Therefore whether it contained a bank note or no you don't know. He charged these three men with taking the bank note and had them before the justice?—Yes.

Mr. Schoen. Were not these men, one of which kicked the paper, immediately taken before the magistrate?—They were.

Q Were they searched?—They were.

Q Was any bank note found on them?—No, nothing at all.

Court. Was the man who kicked the paper searched?—He was.

DAVID LEVY sworn.

I know the prosecutor, Cohen, I see him on Friday about a month ago, the 16th of August.

Q On what account did Cohen come here?—He came twice that day, he came both times that day about a manuscript copy of our law, which I purchased of him, written with his own hand.

Q What money did you give him?—I paid him twenty-four pounds, I paid him a twenty pound bank note, and the rest in gold and silver to make up the money, I think it was three pounds, thirteen shillings and six-pence in gold, and the rest in silver to make up the money.

Q Do you know the number of the twenty pound bank note you gave?—839.

Q How came you to know the number of that note?—I had just received that note and another note of the banker's for a draft; I did not book that note, but, I have a great recollection; I am author of the *Lingua Sacra*; I will tell you the truth, when the man came back and told me that he had lost the note I was as positive as a man can be of a note that he had not booked; I have no doubt but that is the note. I paid Mr. Cohen the note a few minutes after five, by no means did it exceed ten minutes.

Q Do you know the date of the note?—The date is the 11th of July, 1792.

Q When did you see the prisoner at the bar?—On Saturday evening about nine o'clock, the prosecutor called on me, and said that he thought he had found the note, and I went to the prisoner's house in Shoemaker-row; I then, as soon I saw the prisoner told him, I am come about a little business, about a bank note which you had yesterday, which you said you found;

found; he immediately flew at me as a lion in a rage; says he, I found no bank note, I know nothing about a bank note; sir, says I, I don't come here to be abused, I came here to ask a civil question. Pray, sir, says I, was not you yesterday at Mr. Goldsmid's with a bank note? Yes, says he, I was, but it was none of your's; pray, sir, whose was it then? a man gave it me; says he; but did not you tell Mr. Goldsmid that you found it? I did say so, says he, but it was no such thing; I told him I was very sorry to see that he was a very bad man, as he had said that he had found it, and now pretend to deny it; now, says I, how came you by that note? says he, a man gave it me to get cash for him; very good, sir, says I, who is the man? says he, I don't know the man; why, says I, that appears very impossible that a man should give you a twenty pounds bank note to get cash for it, and you not know him, nor he you; then he began to be very abusive, and told me to get out, I told him I would get out as fast as I could, but I would take care to bring him to justice for it; in consequence of which I took coach to go home, and called on justice Wickham, and told him the case; he granted me a warrant, and in consequence of the warrant the prisoner was taken the next day.

Mr. Knapp. Did you go with the warrant to the prisoner's house?—No, sir.

Q Do you know whether he was found at home?—I cannot say.

ASHER GOLDSMID *sworn.*

I am a broker at the Bank of England.

Q On the day in the indictment did you see the prisoner at the bar?—I did.

Q On what occasion did he call on you?—He called on me with a bank note, and I took particular notice of the number, it was about four weeks ago, and produced a bank note, and said that he had

found a bank note, and wished to know whether it was a real bank note or a forged one.

Jury. What time?—On Friday about six in the afternoon; I took particular notice of the number on it, 839, the date I cannot swear to; I told him there was but one thing I could advise him to do, and that was to take it along with me to the Bank, and shew it to Mr. Newland, and get the greatest reward he could for it; I told him I would have nothing to do with it in any other way; his reply was, that he could not give an answer to that, he would consult his sons; and I heard no more of the business from him.

Q Then in point of fact he did not come to you on Monday as you advised him?—I did not see any more of him till he was in custody.

Mr. Knapp. I understand that the prisoner at the bar possessed of a twenty pound bank note, came to you, as a person that knew the value of it, and to know whether it was a good one or not, and he shewed you the bank note?—He did, and I advised him to take it to Mr. Newland, and get as great a reward for it as he could.

Q You have known the prisoner at the bar before this time?—I have known him several years as a poor man coming for charity, but as for his general character I don't know it, I never knew any harm or good.

Court. What is the prisoner?—He is a Jew.

Q Do you know how old he is?—I do not.

Mr. Schoen to Levy. Was you before the magistrate when De Frize was examined?—I was.

Q Did you see any paper signed by De Frize?—Yes.

Q And by the magistrate?—I cannot say that I did see the magistrate sign it.

Q Do

Q. Do you know Mr. Wickham's hand writing?—I cannot say I do.

Prisoner. I leave my defence to your Lordship and my counsel.

HENRY NATHAN *sworn.*

I am a merchant, No. 8, Bevis-marks, I have known the prisoner at the bar ever since I have been an infant; I cannot tell what his age is at present; ever since I knew him he was an old man; Cohen the prosecutor, told me, that he dropped the paper out of his pocket coming through Whitechapel, and when he missed it he went back.

JOSEPH ASHER *sworn.*

I live in Jewry-street, No. 7; I am a clock and watch maker. I have known the prisoner a great many years: the prosecutor told me that he dropped the bank note as he was drawing the half-penny out of his pocket.

Mr. Schoen. Did you happen to be near the man when he lost it?—No.

Q. Was you unfortunate enough to be one of the three men that were taken up?—I was not.

Mr. Knapp. It was three different men that were taken up?—It was.

Q. You was not one of them; you don't sell fruit about the streets?—No, I am a watch maker.

JACOB LEVY POWEL *sworn.*

I am foreman to my father who keeps a glass warehouse; I take care of my father's business; I met the prosecutor, I asked him concerning the bank note; he told me he lost it in buying some things in Whitechapel.

The prisoner called six other witnesses to his character.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. RECORDER.

[The Fourth, being the last Part, will be published in a few days.]

T H E W H O L E
P R O C E E D I N G S

O N T H E

**KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;**

A N D A L S O

The Gaol Delivery for the County of *Middlesex*;

H E L D A T

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 11th of *September*, 1793, and the following Days;

Being the SEVENTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

And Published by Authority.

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[PRICE TWO SHILLINGS and SIX-PENCE.]

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the City of LONDON, &c.

609. JAMES RANDALL was indicted for feloniously making an assault on the King's highway, on Abraham Henley, on the 18th of July, and putting him in fear, and feloniously taking from his person, and against his will, a silver watch, value 5l. a silver seal, value 2s. the goods of the said Abraham Henley.

He was again indicted for feloniously making an assault on the King's highway, on the 11th of July, on James Sayers, and robbing him of two guineas, three half guineas and eight shillings in monies numbered; the monies of the said James Seyers.

JAMES SAYERS *sworn.*

I live at Slough, in Buckinghamshire; I was robbed on Thursday the 18th of July, I was stopped between sixty and seventy yards of the Rose and Crown, at Smallborough-green turnpike, by four men; I was in a post chaise, I was going

along and was almost asleep, at the other side of Brentford, it was about half after nine, from that to ten, then it was dusk; the chaise stopped all at once, and it awaked me; I said to the boy, what is the matter? if the horse has taken rusty I will come out and help you; just as I said so one of them puts a pistol to my ear, and said d—n your eyes, your money; says I, take that thing away and I will give you my money, and I put my hand in my pocket, and gave him three guineas and a half, and nine shillings in silver; they were on foot; he steps down, and then I saw they were on each side, and the man comes back to me and says, you bugger you have more money about you; I then jumped out of the chaise after him, and said d—n you, you shall have no more if I have fifty pounds about me. Jumping out I fell down on my hands and knees, and they were then going off, and Mr. Henley, who was with me in the chaise, called to me, and said, I had better come

come into the chaise, I got into the chaise we drove on, in about two minutes, from between two to three minutes they brought the prisoner at the bar up to the Castle, the men who took him brought him; I said to him when he came up, where is that gentleman's watch, and my money.

Q. Did you take notice enough of the prisoner at the time of the robbery to recollect him again when he was brought to you?—I cannot say that I did; I can swear to his person positively. He said the man that took the watch had thrown it into the road, but if it was lost his mother would make it good. I cannot say that this was the man that took my money; he said if we would take a lantern and candle, and go back we should find it; and we immediately searched his pockets and found a pistol loaded, which answers to the same pistol that was held to my head; I took particular notice of it, it was cocked; the moment that he put it to my head I looked at it, it was an iron pistol or a steel one. We brought him to Hounslow.

Q. Did you ever find your watch afterwards?—No, never.

ABRAHAM HENLEY *sworn.*

I was in the chaise with Mr. Sayers, at Smallborough-green; when we were stopped two men jumped into the chaise, one of each side, and demanded our money; they robbed me of my watch.

Q. Did you take notice of either of them so as to know them again?—No.

Q. Do you remember the prisoner being brought up?—Yes. When he was charged with the watch he said that the person that took my watch had thrown it into the road, but his mother would pay me for my watch.

Prisoner. One of them said at Hounslow, before the magistrate, that the two men that got into the chaise were both little men.

Court. He did not say that you got into the chaise.

WILLIAM COOMBES *sworn.*

My father is a cooper in the country, at West Drayton. James Rundall and three others came to Mr. Norris's house where I live, at the Castle, Smallborough-green, about five o'clock in the afternoon, they drank together there about half an hour.

Q. Were they on foot or horseback?—On foot.

Q. Where did they go afterwards?—I cannot be certain.

Q. Do you remember a robbery being committed?—Yes, that night, and Randall was brought back that same night.

Prisoner. I did not go there with these men, I only sat down on the bench with these men; I did not go with them.

Court. Did Randall drink with them?—Yes, they paid a pot a piece, and Randall gave me a penny.

GEORGE HARTFORD *sworn.*

I am a day labouring man and gardener, at Isleworth; I know no further than the house was alarmed, that there was a chaise stopped by four men; and when I came to the door I see two young fellows had this man in a ditch, and they called to me, and I went to their assistance, and we took him up to the Castle.

Q. In what posture was he when he was seized?—They had got him up when I see him, and I went to help him out; when them young fellows got hold of him he was trying to get through the hedge; we took him up to the Castle, and I asked him if he had any fire arms about him? he said he had one pistol; and I took the pistol and these marbles from him, and I shewed them to the gentlemen that were robbed, Mr. Sayer, and another.

Prisoner. There was another man getting through the hedge before me that dropped

dropped the pistol; I was going after him, and he dropped the pistol, and I picked it up and put it into my pocket.

Hartford. I did not see any man but him, and the two men that were taking him.

WILLIAM STRANGE *sworn.*

I saw this man when I came away from the road, through the hedge, and there was another man got over before him.

Q. Did you see the other man drop it?
—No.

GEORGE ARNOLD *sworn.*

I am a day labourer; I saw the prisoner taken pretty nigh Brentford, in the ditch of the road.

Q. Did you see another man go before him?—I saw four men in all.

ISAAC CLAYTON *sworn.*

I am a constable; I know nothing at all of the transaction; the prisoner was delivered into my hands by Mr. Sayer and Mr. Henley, and the Windsor waggoner gave me a pistol that he found very near the place where the robbery was committed.

Prisoner. I had been to see one Mrs. Perry, who formerly kept the Castle, at Smallborough-green; I staid there till latish; on returning home I sees this chaise stop, I went to see what was the matter; afterwards I went on and I heard some men halloo out stop thief! d—n them we have got them; afterwards I see one of them throw something out into the hedge, which I thought was the watch; I saw the man jump into the ditch, run up the ditch, and get through the hedge; I went after him; he presented the pistol when I came close to him, and he dropped it afterwards getting up the bank, and I picked it up getting after him. I have no witnesses, because I thought of putting off my trial till next

Sessions. I had a man that was with me, but he went into the country yesterday, so I could not bring him here till next Sessions.

GUILTY. Death. (Aged 23.)

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

610. **RICHARD BROWN** and **JOHN LINTON** were indicted for stealing in the dwelling house of James Jacobs, on the 10th of July, one guinea, the money of John Hensley; a bank note, value 20l. two bank notes, value 10l. each; and a bank note, value 5l. the property of John Hunsley.

JOHN HUNSLEY *sworn.*

I live at Gaggles Goose-green, in the Hamlets of Hammersmith, at Squire Askew's, he married one of Squire Cary's daughters, at Hampstead.

Q. Did you lose any notes?—They were handed off the table.

Q. Do you know any thing of James Jacobs's house?—I never was there before.

Q. When was you there?—At the time I met with these men.

Q. Do you recollect on the 10th of July that you was going any where?—I was in town, I cannot say the day of the month.

Q. What day of the week was it?—I cannot say.

Q. How along ago?—About eight weeks ago.

Q. What time of the day?—About eleven o'clock.

Q. Where was you just by Oxford-road?—Just turned out of it.

Q. Now look at the prisoners?—One is Brown, and the other is Linton.

Q. Tell me whether or no you saw them at the time you was going along Oxford-

Oxford-road ?—I saw Brown, but I did not see the other then.

Q. What did he say to you or do ?—He said how do you do Mr. Hunsley.

Q. Did you know him before ?—Not to my knowledge. I said, you have got the advantage of me; he said he had got a gentleman in town that had six daughters, and they must have some of my fruit by all means; I told him I had none of them to spare, I had agreed with one man for all I had, and I would shew him where the man lived, and he might have them twice a day if he pleased; and I went to shew him the shop where I served with the fruit.

Q. Where was it you went ?—I forget the street's name, it was just at this lower side of Mary-le-bone, I went to the shop with him, and he said very well, and we went into an alehouse and had a pint of ale.

Q. What street was it ?—I don't know the street, the house was just by the shop.

Q. What was the name of the man that kept the house ?—We had but one pint of beer there, and just as we got the pint of beer Linton came in too, and he would drink with us; Brown asked Linton what he was? he said he was come up to London to receive his fortune, as he had an aunt dead; Brown says to him, how much is your fortune? O, says he, three hundred pounds, to the best of my remembrance, so says he, if ever a one of you will shew me fifty pounds I will give you ten guineas; Linton said so to Brown, and I, says I, I have no money to signify; and I went to a man that I knew, and I borrowed the sum of the notes, forty-five pounds, of Samuel Clay, in Oxford-road.

Q. Do you know what notes they were ?—No, I am no Scholar; I know them to be four bank notes.

Q. For what sum where these four notes ?—Two ten pound notes, a twenty

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pound, and a five pound. So in going back, covetous to win the money, thinking I was never master of so big a sum, Brown meets me; as soon as Brown met me Linton came, and they took me up to Jacobs's house, I don't know the street's name, and we went in there, it was a public house, and had a shilling worth of brandy and water; Linton said if we could shew fifty pounds a piece he would give us ten guineas a piece; I produced this sum that I had borrowed, I produced forty five pounds in notes and five guineas besides; I laid it down on the table, the forty five pound in notes and the five guineas; I laid down the notes, and I think the same money, but I cannot say.

Q. Did you lay down all the notes ?—Yes.

Q. Was there any money besides that you laid down, besides these bank notes ?—I had some money out.

Q. How much did you lay down ?—I believe a couple of guineas. Linton said his lawyer told him he was a fool, and could not write his A, B, C. Brown says, let us see if you can write A, B, C. He writ it down A, B, C. Says Linton, I have writ it, where is all your money? Brown says he had given his Polly some to buy her some clothes; and where is your rest? says he, my Polly's aunt has got it and locked it up. There was a letter or two that Brown made and put a pot over it, and so he was to guess; Linton laid a guinea with me that he guessed the letter that was under the pot, and he did not guess it, and so I had the guinea, I took the guinea when I had won it. Then another guinea was laid, and I won it, then Brown took up the money and the notes, forty five pounds the whole sum.

Q. Did he take up any money that you laid down ?—I cannot tell how much he took up, but there was but one guinea of mine, and he took that with him; when he had taken it up they both went away;

I

I followed them out, and said stop them! they are rogues and thieves; and they were stopped immediately, and brought back, and gave me every penny of my money again.

Mr. Knowlys. Then you went away after you had got your money?—I did; and the people followed and stopped me, and said I should come back; I had got nothing but my own money, and Linton gave me a guinea more.

Q. You know you won a guinea, what did you do with that?—I put it down again, they gave me a guinea over, they said that was to bear my charges, I was going home, but Scott and the other man followed me as far as the gravel pits, and fetched me back again.

Q. You applied to Scott to get some money of these people?—I mentioned to Scott that I had won nine guineas of them, and desired him to go back and get it of them.

Q. How had you won these nine guineas?—In shewing the fifty pounds.

Q. Did not you tell Mr. Clay, the person of whom you borrowed this money, that it was all a gambling transaction between you and these men?—To be sure it was.

Q. I believe you went before the magistrate the 10th of July?—I did.

Q. And there these men were committed as rogues and vagabonds. Now afterwards you went before the magistrate again?—I had some things coming to town, and I begged leave to go and come to-morrow.

Q. First of all they were committed as rogues and vagabonds?—They were.

Q. This Mr. Scott has told you that he will pay you the expences of this prosecution?—He said I should be paid, the justice said so.

Court. And so you shall.

Mr. Knowlys. Did not Mr. Scott tell you that if you preferred an indictment against these people for felony, that he would

pay you?—I cannot be sure whether he did or not. The justice told me I should be paid my charges; I paid ten shillings when I filed the bill.

Court. After the men were taken up in the street, who was it said they had only been gambling?—I cannot tell.

JAMES SCOTT sworn,

I am a butcher; I live in Dorset-street, Mary-le-bone, Manchester-square.

Q. Do you remember in July seeing the prisoners and the last witness?—I believe it was the 10th of July about some time after eleven, between that and twelve. I saw the prisoner Brown, I believe it to be him leading along the old man, the prosecutor, and I believe Linton he was along side of him; what made me take so much particular notice, I knew Linton some time, and I knew what they both were; in the course of about eight minutes I saw them both run by me, they came out of a public house, I believe it is the Barley Mow, it is kept by Mr. Jacobs, I believe his name is James, it is in Mary-le-bone Parish; they were running; I immediately looked over the way, and I saw the prosecutor holding fast the door posts, and he did not know which way to look, and he hallooed out thieves! says I, have they robbed you? yes, says he, they are thieves, stop them; I immediately hallooed out stop thief! and a neighbour of mine caught Brown, and I caught Linton in Manchester-street; my neighbour is not here; I collared Linton and brought him back, and we had returned about twenty yards from where I caught hold of him and he said let me go, and I will give you a guinea; no, I told him, I would see him—d first, and he said he would return the old man his money, and give me a guinea for my trouble; and we brought him back to the Barley Mow, and there he delivered up the notes.

Q. Who

Q. Who delivered up the notes?—Linton; and Brown said the notes should not be returned except the old man would let them go about their business, and the notes were produced; and some were agreeable to have them let go, and some were not; they were however detained, and we took them to Marlborough-street without a constable.

Q. You can tell us whether somebody or other did not talk about their having been gambling?—They both of them declared, both Brown and Linton, that they and the old man had been gambling, and the old man said they had not, and the old man, as soon he came into the room swore that he would not take the money but he would prosecute them; the two prisoners at the bar desired that Mr. Jacobs might take up the notes, and he delivered them to the old man, and the old man kept them when Mr. Jacob's told them they were very good notes.

Court to Hunsley. Did you get the notes again?—I did, and returned them from where I had them, to Samuel Clay.

Mr. Knowls. Are you sure that the old man said that he had not been gambling?—I am perfectly sure of it, because he told us a different story.

Q. You have not been laying any bets on this occasion?—No further than we were to appear at Hicks's Hall on Monday, and he was not there, and we laid fifteen-pence that the old man would not come.

Q. Then you did not lay five pounds?—I did not, upon my oath.

FRANCIS BERNARD *sworn.*

I saw the prisoners on the 10th of July, at East-street, I was standing in my own room, and the woman that lives in the first floor said to me that there was a mob of people; and I went out, and I saw Brown, and he laid hold of me by the right arm, and said I hope you will be my friend; and a Mr. Scott had hold of him,

and we went to the public house, and Linton and Brown were both there, and Scott went for the old man, and when the old man came in he said you have robbed me, and I will prosecute you; Linton put down the bank notes, a twenty pounds, two ten pounds and a five pounds on the table; Brown took them up hearing the old man say that he would prosecute him, and swore that he should not have them, but Linton persisted that he should have the money if he would not prosecute them; the old man with the persuasion of the publican and the company that were there took the money, he took the money and was got out of the house immediately.

JAMES JACOBS *sworn.*

I keep the Barley Mow.

Q. Do you remember seeing the prisoners at the bar come at any time?—Yes, on the 10th of July the prisoner and the old man came in and asked for six-pennyworth of brandy and water, and they went into the parlour where there was nobody else. In about a minute the shortest of them came out to the bar and said make it a shillingworth; and I made it and carried it in, and they paid me for it; I don't recollect seeing them go out of the door; I know nothing about the money being put down.

Q. Did you see them when they were brought back?—I did. The old man said that he was robbed, and they were brought back, and brought into the parlour.

Q. Did you hear him say he was robbed?—I heard him say stop thief! and I see them brought back.

Q. Did you take up any bank notes?—They said they would give the old man the money; the old man desired me to look at the money to see if it was good money, and I took it into my hand and e it out of my hand to the old man thes
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these was a twenty pounds, two ten pounds, a five pounds and a guinea.

SAMUEL CLAY *sworn.*

I lent Mr. Hunsley the bank notes on Wednesday the 10th of July, one twenty pounds, two ten pounds, and one five pounds, I have got them here; I lent them him very near twelve o'clock; I see him again about an hour or rather more,

Q. On what occasion did you see him again?—He brought me the notes back again, he said he had gained twelve guineas by them. (The bank notes read by the clerk of the court.)

Mr. Knowlys. This man had the notes of you in the morning, and he returned them in about an hour?—Or an hour and a quarter, and he said that he had got twelve guineas by my lending him these notes, and that he had got two in possession, and the ten he was to receive.

Court to Hunsley. Did you tell Mr. Clay that you had got two guineas, and the other ten you was to receive?—I had got one, and I was to have had the other ten if I had had fair to have had it.

Prisoner Brown. I leave my defence to my counsel, and submit it to your lordship.

Prisoner Linton. I leave my defence to my counsel.

JOHN TRIBBLE *sworn.*

I live in Mary-le-bone-lane.

Q. Did you hear Mr. Hunsley say any thing about this matter?—Yes.

Q. How did he represent it?—I understood that Mr. Hunsley had been robbed of some money; I immediately ran up to him, and he produced these bank notes, and says he, are you sure that they are good? I said they are good, I told him they were so good that I would give him cash for one or all; I said now tell me what is the matter; says he, only some gentlemen have been a joking with me, and I have won ten guineas, I have got

one and my own money, and if you had been with me Mr. Tribble I should have had the other nine; I have seen him repeatedly since and he has told me the same.

Q. Was you ever acquainted with either of the prisoners?—I am a friend of Hunsley's; this is the account he gave me of the transaction.

GEORGE MORGAN *sworn.*

I live in Carnaby-market.

Q. Are you acquainted with the prisoners?—Not at all. I was standing at the corner of Mary-le-bone and Mr. Tribble called to me, and I went with him and we met Mr. Hunsley coming along, and he said what have you been at? and the old man said to me see if the notes are good; I see myself a twenty pounds, two ten pounds and a five pounds and six guineas; says I, what have you been at? says he, I have been a gambling. Mr. Scott came after the old man for to make him go back, and Mr. Hunsley says to Mr. Scott, the butcher, they owe me nine guineas more, do you run back and get that; Mr. Scot immediately ran back, and then he came and he said to a constable there, that is the man that has been robbed; says the constable, you must go back to give charge of the people, and then we went back and had a drop of brandy; and that is all that I know about it.

The prisoner Brown called John Shepcote and John Atwood, and the prisoner Linton called Ann Pearce to give them a character.

Richard Brown, GUILTY. (Aged 46.)

John Linton, GUILTY. (Aged 47.)

Of the simple Larceny only.

Transported for seven years.

Tried by the second Middlesex Jury before
Mr. Justice GROSE.

JOHN

611. JOHN THOMAS was indicted for feloniously stealing, on the 1st of July, a wooden tea chest, value 4s. three tin canisters, value 1s. the goods of John Fenn.

JOHN FENN *sworn.*

I am a broker and undertaker; I come to swear to my property.

JAMES FRAZIER *sworn.*

I am a musician to the Duke of York; I was standing at my window, opposite Mr. Fenn's at my lodgings, in Dean-street, Westminster; I saw the prisoner John Thomas, go to Mr. Fenn's window and take up the tea caddy, and look at it, it stood at the window, the prosecutor is a broker and undertaker; he put it down again and walked about three paces from it, as though he was dealing for it, and then he returns again, takes up the caddy and put it under his coat, under his arm; I hallooed out to Mr. Fenn, but there was nobody came; I put on my coat and ran after him; I overtook Mr. Elliot in Peter-street, and I asked him if he saw such a man? and I overtook him just by the Bluecoat school, and I and Elliot apprehended him; he had the caddy on him; the caddy is here, Mr. Elliot has it.

Q. When he went from the shop did he run or walk away?—He walked away.

JOSEPH ELLIOT *sworn.*

I met the prisoner in Great Peter-street, walking fast with the tea chest under his arm, about a hundred and fifty yards from Mr. Fenn's house; and then Frazier came up, and we pursued him, and apprehended him, and we have got the caddy that we got from him; the man was very much in liquor. (Produced and deposited to.)

Court. Did either of you know this man before?

F. f.

Elliot. I never see him to the best of my knowledge.

Frazier. I did not know him before.

Prisoner. Mr. Fenn I understand is a broker, I went to ask whether he was at home at the time.

Fenn. No, I was not.

Q. Did he leave any person in his house to sell goods in his absence?—Yes, but nobody was in the shop, the person was down in the kitchen.

Prisoner. I never was near his shop, nor did I know where his shop was, I presume it might be handed off, but by another person; at the time he saw me take this tea chest no man called out, nor did Frazier come up, it was that man, the constable, came up. At the same time I had bought this tea caddy, and paid three shillings and six-pence for it, I met a man and he said he was going abroad on that very day following, and I knew there were some people going abroad the next day; and when the black came before the justice, he said it was a man in a green coat.

Court to Frazier. Did you say before the justice that it was a man in a green coat?—I said it was a man in a green coat, and he had on a green coat, he has not got on the coat that he had on when I attacked him.

Prisoner. That black has forsworn against me, ask him if he is a christian.

Frazier. I was born in a christian country, and I believe was made one, as my friends told me.

Prisoner. Does he know the 8th commandment.

Prosecutor. Please you my lord the prisoner has got a family, I beg to recommend him to mercy.

GUILTY. (Aged 45.)

Publicly Whipped

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

JOHN

12. JOHN SCOTT was indicted for stealing, on the 31st of August, six wooden casks, bound with iron hoops, called kilderkins, value 1l. 10s. the goods of John Bittleston, James Williamson, John Johnson, Samuel Foster, and Thomas Parr.

(The case was opened by Mr. Fielding.)

JOSEPH KIRKMAN *sworn.*

I know the prisoner at the bar, he was formerly a drayman to my brewery, he lives in Conway street, he is what they call a firkin man, he buys beer of the brewers and retails it to his customers. I had long suspected Scott of being dishonest, of stealing casks, in consequence of the suspicion I went to his premises on Saturday, the 31st of August, I found a large quantity of our casks, they were of different sizes, I saw six kilderkins there, they have the mark of Kirkman on them, the property of the gentlemen carrying on the brewhouse now; the names are mentioned in the indictment, when I found the casks, some were empty, and some were not.

Q. Was that beer, the beer from your house?—No.

Q. Have you any doubt they are the property of that firm?—I am perfectly satisfied that they are the property of the firm.

Q. Has he dealt at the brewhouse for beer lately?—Not lately,

Q. Is any of the beer found in those casks, beer that come from your brewhouse?—I think not, if it was it was not by the knowledge of the proprietors, I never see him.

Q. Have you any knowledge at all in the manner in which such property could be taken from the brewhouse?—Either from the brewhouse or from the drays in the street; I believe they were taken from the drays, I found abundance of

casks on the man's premises with the names chopt out.

Mr. Knowlys. They were found on this man's premises, I believe any body going by might see them?—Some were concealed and some were not, they were piled up.

Q. Do not you pile up your own casks?—When they are washed we pile them up.

Q. This man dealt with you after he left your service on to the 23d of April?—I cannot say, he dealt with us so long as we chose to serve him.

Q. How long was that?—I really don't know.

Q. Don't you know it was down to the end of April last?

Court. Might not these be casks not returned?—We never sold him any beer in casks of this sort.

Mr. Knowlys. How do you know that?—I know from the mode of booking the casks.

Q. Do you superintend the booking of your own casks;—Sometimes I do, and sometimes I do not.

Q. Will you undertake to say that no agent in your house has delivered him casks of this size, might they not be out to people his customers, and afterwards returned, if you had made the enquiry?

Court. Pray did you ever miss these casks?—No, surely I never did.

Court. Will you swear to these identical casks being on your premises since April?—No, I cannot.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. Justice GROSE.

613. JOHN MAXEY was indicted for stealing, on the 18th of August, a pair of plated shoe buckles, value 2s.

two

two pieces of quilted cotton, value 10s. two cotton counterpanes, value 1l. two woollen blankets, value 1l. two tick pillow cases, value 2s. the goods of Richard Miles, John Miles and Samuel Galindo; and

JUDITH CURRAN for receiving two woollen blankets, value 1l. being a parcel of the above goods, knowing them to have been stolen.

SAMUEL GALINDO *sworn.*

I am a broker; I am in partnership with Richard Miles and John Miles, at No. 23, Bishopsgate-street. The prisoner was my servant above twenty months; on the 8th of August last I received an anonymous letter, in consequence of that letter I had him apprehended, but not till I had first interrogated him, for I rather thought it was a malicious letter, he said that he had not any thing, nor he knew nothing of any being stole from me; I searched him first in my own house, I did not find any thing on him; I desired him to let me see his box, he had no objection; I desired likewise to see the woman's box, she lives with him, the prisoner he said he could not answer for looking into her box; they lived in Catharine wheel-alley. He said he had no objection to his own box, but his box was not at his lodgings, it was in a person's hands in Moorfields; I asked him how it came there, he said when he was in custody by the officers of Whitechapel for a child this woman swore to him, he was running off with his box, and seeing this person that he knew, he desired him to take it into his possession; I went with him to Moorfields with the officer, he did not know where the man lived, that had the box, he said he had lived with Langford, a customer of ours, but he had left him. I desired he would leave me the key, and that he would go with the officer the while, he said he had not got

the key, I said it is very odd, you should leave your box and key at a strange man's. I then sent him home, then I and the officer went to his apartments for to search this Curran's box, for she had her box, but before I went to Catharine wheel-alley I went to Mr. Windsor's, the pawnbroker's, and while I was there, in comes the woman prisoner at the bar, with two blankets to pawn; I had been with Curran that morning to see what I could find out, and whether this letter came from her; the young man came out of the warehouse, and said here is the woman that has pawned these cotton counterpanes in the shop now; she was in the shop.

2. Was what the pawnbroker said, said in her presence?—Yes, it was by Mr. Windsor's man, I don't know his name; she was rather alarmed at seeing me, I asked her how she came by them blankets, particularly one which I owned—she said she bought it, I asked her what she gave for it? she could not tell me that, at last she said it was given to her, she said one Mrs. Cavenor had given it her, I asked her where that woman lived? she said she kept a public house in Whitechapel; I had this woman sent for, and when she came she denied it, and the prisoner said nothing, the woman upbraided her as a very wicked woman; now says I, tell me some other story, this will not do, she then said that she bought it, but she would not tell me where, nor she could not tell me what she gave for it; I then went up to her apartments with her and the officer, and searched her box, but did not find any thing in it, there was another box under it, but that I could not open because I had not the key, and she said Maxey had it, I brought her back to the pawnbroker's, and after taking her before a magistrate she owned to pawning a blanket and a cotton counterpane at another place, then I came back

back from her apartment to Maxey and asked him for the key of that box, for I thought I should find it out; he said he had no key; I said you have two keys. I collared him and endeavoured to get it out of his pocket, he had got a coarse apron on, he took every thing out of his pocket and rushed them into his breeches, and endeavoured to get out of my possession; Mr. Windsor's man assisted me, and I was obliged to take up the poker and threaten to knock him down if he did not deliver the key, at last I sent for a warrant, and we took the key by force; the first thing we did we went to the apartment and opened the box; the first thing we found was a pair of buckles of mine, and several small pen knives which I will not swear to, though I know them to be mine; from there I went to Smock-alley, Widegate-street, leading from Bishopsgate-street to Spitalfields, and there we found another box, the man brought a box on his head to Mr. Windsor's; I took the buckles, they are here, they are mine, we then took him to another pawnbroker; before I found it out in my own house I persuaded him very much to confess, but I told him if I found it out of my own accord I would prosecute him; there was three cotton counterpanes which I can only swear to the manufacturer's mark, because they have had the policy to take off our paper which had the shop mark on.

Mr. Knowllys. I think you have mentioned Mr. Richard Miles, and John Miles, is there no other person interested in your business besides these two gentlemen?—No.

Q. I believe you received this man with a good character?—I did, and I wish he my prove himself so, it was not my intention to prosecute, but on the contrary.

WILLIAM BLASSAN *sworn.*

I am a pawnbroker; I produce a counterpane; I took it in of the prisoner at

the bar, Judith Curran, I lent her 14s. on it, it was on the 4th of June.

Galindo. She said that Maxey gave it her before the justice.

CHARLES FLINCH *sworn.*

I am a pawnbroker; I took in a blanket of that good woman, she pawned it the 6th of June.

JOHN NOWLAND *sworn.*

I am the constable; I have got the quilt carpet, and a pair of shoe buckles; I took them out of the box.

Galindo. The quilt carpet is mine; my name is on it; I never sell any except made up. I know the plated shoe buckles, I borrowed them of my clerk while I had a pair made, because I had broke one of my own. The prisoner has been in my service twenty months, and I found things in pawn fifteen months back.

Prisoner. I leave my defence to my counsel.

John Maxey. GUILTY. (Aged 22.)

To go for a Soldier.

Judith Curran, Not GUILTY.

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

614. DANIEL MACARTHY was indicted for stealing, on the 6th of August, a silver watch, value 2l. a silk handkerchief, value 5s. six yards of printed cotton, value 15s. ninety-six copper halfpence, value 4s. four guineas, and five shillings and six pence in monies numbered; the goods and monies of James Terry, in his dwelling house.

JAMES TERRY *sworn.*

I am a day labouring man. The prisoner broke open the box, and he has delivered three guineas that he had taken out.

out of the box; he was a lodger of mine; the last time he committed the robbery was the last time he came, I don't know what time it was; there was three guineas taken out of the box, and a watch.

Q. Out of what box?—It was my box.

Q. Where?—In my house, in my chamber room.

Q. When were they taken?—I cannot say what month; I am no scholar; it was not I that missed them first, it was my wife.

Q. How long was it before your wife missed them, did you see them?—The Lord knows that; I cannot say; I was out of the way, I was out at work.

HANNAH TERRY *sworn.*

I am the wife of the last witness.

Q. Do you know the parish you live in?—In the parish of Aldgate.

Q. Is it in the parish of St. Botolph without Aldgate?—I don't know. There were four guineas taken out of the box; I saw it in my husband's box, in the one pair of stairs room.

Q. Was that your lodging room?—Yes. I did not lodge in it, but other lodgers did. The box stood between a lodging bed and the window.

Q. Had the box been locked?—Yes. I saw these four guineas the day before I missed them, between eight and nine the next day; there was four guineas, and four shillings worth of halfpence all but a penny, and five shillings and six-pence in silver, a silk handkerchief cost me five shillings and nine-pence, which I did not miss at the time he was before the justice, and my husband's silver watch was taken. I asked this man about them, which I thought there was nobody else to take them but him.

Q. Was he in the house at the time?—He was. When I asked him the next morning, he denied them, that he knew

nothing about them. I said that he must know about them, both he and his wife, and I bolted the door on them to keep them in doors till my husband came in at twelve o'clock, because there was nobody in the house but them, his child and me, and then I whipped out to send somebody for my husband, who was at work at the Rotation office, and when I came back I saw him helping his wife over the wall, out of my yard into Mr. Shoebard's yard, a publican. They took the bolt off the door.

Q. How did you get out?—They unbolted the door; there are two doors; I went out at the front door and they at the back door. Then he asked me did I see his wife; I said I see him helping her over the wall: he ran out of the street from me; and I ran after him, and cried stop thief! and other people caught him for me, who, I don't know; he delivered some of the money to me, a little after he was caught, at the Crooked Billet, that was where I saw him, because he was in dread, and he said he would give me the money so as I would let him go, he delivered me one guinea and two half guineas in gold, and two shillings and one penny; he had the things released with the rest of the money, and then he went and pawned them again for three half guineas and a half crown, and gave me that. The watch was laid on the chamber window, in the one pair of stairs; when I pursued after him, I did not find the watch on him, it was laid on the chamber window; the watch which was in the box was in the one pair of stairs chamber window, where the box was, that was where I found it.

Q. Did you find the handkerchief?—I found the gown piece, which he released himself from pawn; he had a bundle at the Three Crowns, nigh the Mansion House, and my cotton was in that bundle; I heard him say so, that he sent it there; he gave me my gown piece out
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of that bundle ; it was six yards of printed cotton, it cost me half a crown a yard, it is worth fifteen shillings.

Prisoner. There was a woman that used to come to see me that gave me these four guineas.

BARTHOLOMEW KENAN *sworn.*

There was an irruption in the street, and this man happened to be running, and I took the man in the minories ; he was running ; I stopped the man, and he told me that he would go along with me ; he saw the woman, and on seeing the woman he denied that he had any of her property ; in the course of their speaking some time he delivered two guineas to her.

Q. How came he to deliver her two guineas ?—I don't know. Some words happened between them ; I went to send for an officer, and one of the neighbours went for an officer, and they would not give the charge to this officer ; they went from thence to where the man had his clothes ; I went to the place with them, it was not an hundred yards from the Minories, in the City, and out of that bundle of clothes he gave the gown piece belonging to this woman, I saw him ; then he declared that he had no more property of her's ; he proffered to pawn all his clothes if there was any thing amiss respecting him ; then he pawned his clothes, and told the woman he would make her recompence, and a gold ring that did not belong to him, belonging to a cousin or sister ; he paid her four guineas all but three shillings and five-pences, and then she owned that was all right except the three shillings and five-pence. Then her husband went for an officer, (the gentleman is present) and took him before a justice, and there the woman swore the watch against him ; and the watch was in her husband's possession at the same time, and her husband and herself declared the watch was on the window, in their own house.

Court to Mrs. Terry. Was the printed cotton in the box ?—The printed cotton was pawned at Mrs. Morris's. I lent him the printed cotton to pawn before that, and he would not give me the money, so I asked him for the duplicate, and he took the duplicate out of the box, and released the gown piece from pawn, and had it in his bundle.

JOHN MURRAY *sworn.*

On the 7th of August the prisoner came to redeem a piece of cotton at my shop.

— **MESSENGER** *sworn.*

I had the prisoner delivered to me, and I brought him before the magistrate ; the cotton was delivered into my care in the Court ; the watch was delivered to me by the prosecutor.

Prisoner. A woman that used to come to see me at my lodging, gave me four guineas, and how she came by it I cannot tell. I have some witnesses to call.

Court to Messenger. In what parish is this ?—In Aldgate.

Q. Is it St. Botolph, without Aldgate ?—I cannot say that.

Murray. It is so.

The prisoner called three witnesses who gave him a good character.

GUILTY,

Of stealing, but not in the dwelling house. (Aged 19.)

Imprisoned one year in the House of Correction and fined 1s.

Tried by the second Middlesex Jury before Mr. Justice GROSE

615. HENRY MILLER was indicted for stealing, on the 13th of May, two cloth coats, value 10s. four pair of leather shoes, value 3s. linen shirt, value

value 2s. a muslin neckcloth, value 6d. a pair of cotton stockings, value 6d. and a linen handkerchief, value 6d. the goods of Thomas Palmer.

THOMAS PALMER *sworn.*

I know the prisoner is the man that stole the things; I was not present at the time. I lost this property the 13th of May, the day mentioned in the indictment; I saw them last when I left him in the room, on Sunday night, with the things, (I am a taylor) that was the 12th, the 13th he took them away in the morning, they were left in the shop; I missed them on Monday a little after seven, when I came down; he lodged in my house, and worked with me; he was gone when I came down, and I missed the things immediately.

Q. Did you see him afterwards?—Not till I took him myself; I took him at Hampstead; I live at Bell's-court, Gray's Inn-lane.

Q. Had he the things on him?—Only the shirt on his back. There is nobody here but myself; the constable has got the shirt, he is not here; I have been after him this morning, but I cannot find him. When I took him he said he did not do the robbery; he worked with me off and on two years.

Prisoner. I bought the shirt.

Court. How came you to go away and leave your master's service?—I went out to seek for work. He told me he could not employ me; he only employed me a day or two, or three, now and then; he could not any ways employ me for a constancy. I have not a friend in the world.

Not GUILTY.

*Tried by the second Middlesex Jury, before
Mr. Justice HEATH.*

616. **ROBERT GRIFFITHS** was indicted for stealing, on the 25th of July,

a linen gown, value 3s. two pair of cotton stockings, value 1s. two muslin caps, value 5s. the goods of Elizabeth Wharton.

ELIZABETH WHARTON *sworn.*

On the 25th of July I lost a linen gown, five cotton stockings, and two muslin caps; I missed them off the line in the garden, in the yard, belonging to the house where I lodged, it was half past twelve at night when I missed them; I live at Mr. Uffington's library, in Church-street, Hackney.

Q. What did you do to find out where these things were?—I looked out of my window and missed them off my line, and I went down and I found them took off the line, packed up in a bundle laying on the ground, underneath the line in the yard; I know no more than that; taking up my bundle I found my things in it, and in going in, the prisoner at the bar brushed by me, and bid me go in doors.

Q. What you went out into the yard?—I went out into the yard; he came out of a little washhouse, joining to the house, in the yard; I went in doors and gave the alarm for the watch to be called, and he was taken immediately.

Q. Do you know who took him?—James Griffiths.

Q. Are you sure the prisoner was the man that brushed by you?—I am sure of it.

Prisoner. I don't think she can swear to me that time of the night, between twelve and one o'clock,

Prosecutor. I can; I had a candle in my hand, and it was quite moon light.

JAMES GRIFFITHS *sworn.*

I am one of the patrols of Hackney. About half past twelve I was standing at the watch-house door, and I heard the alarm of calling out thieves! I immediately

ately ran across a bridge, which leads to a brook, and I saw the prisoner come out of the brook, run across a foot path that leads into the road; I called on him to stop, or else I would fire on him; he ran the space of five or six hundred yards before I took him, in that time I caught hold of him, and brought him back to the watch-house; the lady came into the watch-house soon after, within the space of a few minutes, she said he was the man that was in the watch-house, before his face; I searched him; he had no stockings on, he had his stockings in his pocket; I found nothing on him but a screw driver and a pair of clasps, and his knife. (The things produced.)

SARAH EATON *sworn.*

I went down into the same wash-house after hearing the alarm given, and I found a gown and a child's frock were gone out of the basket where I had left them. I did not see the prisoner.

Prisoner. On the 24th of July I was in Whitechapel, these tools we always have about us; and I saw an acquaintance of mine; he asked me if I was out of service? I told him I was; says he, if you will go along with me I will recommend you, my master wants a man to drive the Woodford stage. I went with the man and I stayed there till past ten o'clock, and then I came away; I came as far as Hackney, and then I took my stockings off, and was washing my feet, and the while I heard something plunge into the water; I took up my stockings, knowing that Hackney parish was a very strict place, and I went on; and the gentleman overtook me, and brought me to the watch-house.

GUILTY,

To go for a Soldier.

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

617. **NICHOLAS COLE** was indicted for feloniously stealing on the 31st of July, an iron anchor and stock, value 1l. 10s. the goods of John Hodges Stroud, and Jeremiah Hadley.

JOHN HODGES STROUD *sworn.*

I am in partnership with Jeremiah Hadley; we are ship and anchor smiths.

Mr. Knowlys. Have you any other partner?—No.

Q. When was the exact day you lost this?—Sometime between the 6th and 8th of July.

Court. Was Cole your servant?—No, he was a stranger to me.

JOHN RILEY *sworn.*

I am a constable; I knew the prisoner before this business; he keeps a rope warehouse.

Q. How far did he live from the prosecutor?—On the other side of the water. On the 31st of July I was in company with Cook, and searched his house, and found the anchor.

Court to Hodges. Where is this anchor kept?—On the open Wharf. On high tide any body might come on my Wharf, from the river, and take it.

Riley. I searched the prisoner's warehouse, and we found the anchor, on the 31st of July.

Q. Was it concealed or open?—It was laid in the warehouse, with a quantity of oakum over it.

Q. Do you know whether the prisoner ever deals in these things?—There were some tons of new and old rope in the warehouse, but I saw no more than this one anchor.

Q. What is the stock?—In the room of wood it is iron fixed at one end of the anchors; he said he had changed it with some captain of a ship, in room of another; he mentioned the name, but I really

really forget the name at present; this was the 31st of July.

Mr. Knowlys. The prisoner then is a person who deals in ship stores?—He does.

2 And this is a kind of a thing as ship stores, and here you found it in his house twenty-three days after it was lost?—Exactly.

Prisoner. I leave my defence to my counsel.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

618. JAMES STEADMAN was indicted for burglariously breaking and entering the dwelling house of James Atwell, on the 18th of August, and burglariously stealing therein, two heads of pins, value 300l. the goods of Bradshaw Pearson, Esq. and twenty-three tea spoons, value 1l. 10s. two silver gravy spoons, value 6s. a silver cream pot, value 10s. two pair of silver sugar tongs, value 15s. a silver staff, value 40s. two linen shirts, value 10s. and one hundred Pounds in monies numbered; the goods and monies of James Atwell.

(The case was opened by Mr. Fielding.)

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

618 JOHN LOVEARD was indicted for stealing, on the 22d of August, a quart pewter pot, value 1s. 8d. and three pint pewter pots, value 3s. the goods of John Burder.

JOHN BURDER *sworn.*

I keep the Jacob's Wells, in Barbican; I lost a quart and three pint pots, on

the 21st of August, Friday; Alderman Staines came and informed me; he was the person that detected him.

Mr. ALDERMAN STAINES *sworn.*

On Friday a quarter before seven, on the Friday the 30th of August, in the evening, I was in a little house which I was building, and this man was working in the house, and could earn twenty two shillings and two-pence per week. I observed him going from the end of my yard where I had lost a considerable quantity of wood; I watched him from that part, and then I lost sight of him while he was gone into the shed; as he came back I stopped him with something in an apron; I asked him what he had got there? he said, only a few chips; I then took the apron from him, and opened the corner of it, and saw it was pewter pots; I called my servant immediately to prevent him getting away, and called for a constable, and gave charge of him; there was one quart pot bruised quite flat up, one pint pot seemed bruised entirely up, the other had a piece cut out with a chissel, where the name had been; I put the piece to it, and it quite fitted that part. I read the name Daniel Grimsby, Jacob's Wells, Barbican, who was the man that kept the house before Mr. Burder came in; and I ordered the constable to take the pots into custody, and to take the prisoner to the compt. I went to Mr. Burder's while I sent for the constable, and desired him to come and look at them; he claimed them as his property, as soon as he saw them.

Prisoner. Did not I tell you that I found them in the cellar, and was taking them to the publican to own them?—Before I gave charge of you, you said they were chips, and afterwards you said you was going to carry them home.

Court. Can you say that the pots you saw in the hands of Mr. Burder, were the same you took from that man?—Yes, H h they

they were kept in my yard till Mr. Burder came, and then they were given to him; they were given after that to the constable.

Court to Burder. How do you know they are your pots?—By a private mark which was made on all the pots I took of Mr. Grimsby.

Q Had you ever sold any of these pots with this private mark?—Never.

Q Did you miss any pots that day?—I did not that day. I lost four or five dozen in the course of a month.

Prisoner. I was at work at Alderman Staines house this day; when I had done work there I carried in my tools, and I found these pots under the stairs; when I first worked there I was told the alderman was a very strict man, and therefore when he first met me I said they were chips, but when he was taking them out of my apron I said they were pots, and I was going to carry them home to the Jacob's Wells.

THOMAS KEMP *sworn.*

The prisoner is a carpenter, has two children; I have employed him to do different jobs for me; I always found him a very industrious man; I have known him about six years.

GUILTY. (Aged 27.)

Imprisoned three months in Newgate and Publicly Whipped.

*Tried by the London Jury before
Mr. RECORDER.*

619. CHARLES CLAYTON was indicted for feloniously stealing, on the 31st of July, thirty yards of silk ribbon, value 14s. the goods of Elizabeth Gaywood, spinster.

ELIZABETH GAYWOOD *sworn.*

I am a single woman, an haberdasher; I live in Pelham-street, No. 31. The last Tuesday in July, at seven in the morning, the prisoner at the bar came in my shop, and asked to see some black ribbon, I shewed him a drawer of ribbons, and he picked out one, and he desired me to cut him a yard off; which I did; he desired to see some coloured ones; the ones I shewed him were not broad enough, he should like to see some broader, if I had none others that would do, he would have some out of that; which he did; I shewed him another drawer, but he chose some out of the first; then Mr. Bothroyd came in, he lives opposite, and informed me the prisoner had robbed me; I did not miss any; we detained the prisoner; he taxed the prisoner with having robbed me, and I saw one piece fall from his hand on the counter, after Mr. Bothroyd taxed him, it was half a piece of black ribbon; I did not find any more of mine about him.

Q Was that the piece of ribbon that you told him?—No.

Q Can you say that was your ribbon?—Yes, by the private mark U. I have it in my pocket with me, I have the piece which he dropped in the drawer; I saw one piece drop, and I picked it up, and Mr. Bothroyd saw one piece drop, and he picked it up, there was one pink and one black ribbon; the one is worth seven shillings, and the other eight shillings.

Q Had he paid for that he bought?—I had not taken his money up, it lay on the counter; I returned it to him again and he returned me the ribbon.

Mr. Knowlys. Had you finished the dealing when Mr. Bothroyd came in?—We had.

Q He had taken up several pieces in the time?—He had.

Q When Mr. Bothroyd came in, had not he let it fall and was not he wiping off the

the dust against his clothes?—There was none fell down.

2. You did not see any gone till Mr. Bothroyd came in?—I did not.

Court. Did you know any was missing from the quantity?—I did not from the quantity, because there were so many together; I know it had the private mark.

JOHN BOTHROYD *sworn.*

I am a carpenter; I was at my own door; I saw the prisoner in conversation with Mrs. Gaywood, and dealing for some ribbon, and I see he had got his hand into her drawer, and at the same time taking a piece of pink ribbon up into his hand; the words that passed between the two parties I did not know at that time; she was going to take the drawer away, she turned herself about, at the time she turned herself about, he put that piece of pink ribbon in his coat pocket; also a piece of black ribbon; I saw them both; I then crossed over the way, went into the shop, shut to the door, and asked him if he meant to take these ribbons from the person that stood behind the counter? I take the ribbons; says he, what do you mean by it? why says I, I mean what I say; you have two pieces of ribbon, that I say; he then shuffled, and in shuffling got his hand into his pocket, and took out the pink piece of ribbon which he threw into the drawer; immediately after he put his hand into his pocket, and took out the black piece, which it came unrolled in taking of it out, and in throwing of it on the counter Mrs. Gaywood laid hold of it, and said it was her property. The pink ribbon was thrown into the drawer.

2. Did she say it was her's?—She did.

Mr. Knowlys. You was over the way?—I was about twenty feet distant.

2. You was the whole length oft he street?—No, only the breadth.

2. You are pretty sharp on me?—No, sir, I am not.

2. There are two glass doors at the front I believe?—No, there is not; there is one glass door, a shop door and there is a house door, but I see him through the window.

WILLIAM HOW *sworn.*

I am a constable; I have five pieces of ribbon that does not belong to Mrs. Gaywood.

Prisoner. On Saturday before this Tuesday I bought several dozen of ribbons. On Sunday I was obliged to make use of some to tie my shoes with; on Tuesday I went in to buy some of that lady, I had a piece that was powdery, and I was wiping it off in this manner at my breeches, and this gentleman came in and accused me with stealing the ribbons, but he never said any thing about the pink ribbon at first, as that constable knows.

Mr. Knowlys to How. Did you hear any charge, any more than about the black ribbon?—I heard about a piece of pink, he said there were two pieces at first.

The prisoner called four witnesses who gave him a good character.

GUILTY. (Aged 43.)

Transported for seven years.

Tried by the London Jury before.

Mr. RECORDER.

520. **ABRAHAM COHEN** was indicted for stealing, on the 4th of August, a silk handkerchief, value 4s. the goods of William Warr.

WILLIAM WARR *sworn.*

On Sunday the 4th of August, between eleven and twelve in the forenoon, I was passing

passing Gracechurch-street; towards London-bridge, and my pocket was picked of a silk handkerchief, near Talbot-court, Gracechurch-street; I had gone on for about ten steps before that I knew it; I then heard a cry of come back! I turned round on hearing that cry, and was beckoned to come back again; on which I ran, and the cry of stop thief was immediately given; the prisoner ran up Talbot-court, and was pursued by the evidence and myself, and was taken in Talbot-court, he was not out of sight from the time he picked my pocket until he was apprehended, where he threw down the handkerchief.

ABRAHAM ORANGE *sworn.*

I saw this prisoner the 4th of August, between eleven and twelve, the corner of Jerusalem-court; I saw him going after this gentleman; I looked round, and I saw him take the handkerchief out of Mr. Warr's pocket; I beckoned for the gentleman to come back, and I ran after the prisoner, and hallooed stop thief! just as he got to the bottom of the court he threw down the handkerchief out of his coat, and I ran after him, and picked it up; he never was out of my sight till the officer came and took charge of him; he asked what we wanted with him? I said that he picked the gentleman's pocket of a handkerchief; the expressions he made was, you cannot hang me for it, making an oath.

JOHN RAYNER *sworn.*

I heard the call of stop thief, and I ran after him, and I saw him pull the handkerchief from underneath his coat, and throw it down.

FOSTER *sworn.*

I have got the handkerchief; I received it of Mr. Orange.

Orange. I gave it to Foster. (Produced and deposed to.)

Court to Warr. How long before had you known you had that handkerchief? — I had it in Lombard-street; I had occasion to use it then.

Prisoner. I was going down Fish-street-hill, to Bishopsgate-street; there were two men walking before me; I heard a great noise of stop thief, and I ran with the others, and Mr. Orange came up and stopped me, and he said that he believed that I picked the gentleman's pocket, and when he came before the Lord Mayor the next morning he swore that I did pick the gentleman's pocket.

GUILTY. (Aged 22.)

To go for a Soldier.

*Tri'd by the London Jury before
Mr. Justice GROSE.*

621. JAMES VOUCHAN SHIPMAN was indicted for stealing, on the 14th of March, in the dwelling house of Alexander Marshall, two bank notes, value 50l. each, two ditto, value 25l. each; one value 20l. and three bank notes, value 10l. each; the property of Alexander Marshall.

(The case was opened by Mr. Knowlys.)

ALEXANDER MARSHALL *sworn.*

I am an attorney in Staples-inn. On the 7th of March last I met the prisoner at the King's Arms coffee house, over Blackfriars-bridge, where I usually at that time dined, we dined together, and in conversation at dinner, or after dinner, he said he had served his clerkship to a gentleman at Ludlow, in Shropshire, and that the name was Kinnersley, and that he had been sent by his father to London to get into an attorney's office for improvement,

provement, and that he had been recommended to Messrs. Kinnerley and Long, at Symonds-inn, Chancery-lane, that he had been there but they had no vacancy; he said his father meant to give fifty pounds with him to be at an attorney's office a year or two; he then asked if I wanted such a person, or if I knew any gentleman that did? I asked him who he knew in town to give him a character? he said he knew Alderman Harley, and Alderman Harley knew him, and his family very well, and Mr. Knight, the member of parliament, knew him, and he said the lady of that house knew him, who, when I enquired, he said that he had been there about a twelve month before with his father, and she gave me a very favourable account of the young man and his family. On this I asked him to drink tea with me; he did; and he asked if he might come the next day? I said by all means; he came on the 8th and continued till the Thursday following, the 14th. On the 14th I had the balance of account, in a case that I had, to send into the country, the sum of one hundred and fifty-five pounds, six shillings and two-pence. On the 14th, in the morning, I went and looked into my drawer, and I had two hundred pounds, I went to my drawer I looked at my money, because I had to make the former payment either that day or the next.

Q. Was the money there in bank notes or in cash?—In bank notes; there were two fiftys, two twenty fives, one twenty, and three tens.

Q. Do you know whether the prisoner was in the chamber at the time you looked into this drawer?—That same morning he was not in the chambers, but the day before I had been putting a bank note in the drawer, and the prisoner was warming himself by the office fire, and he was looking at me at the time.

Q. When you was about what?—About these bank notes. On the 14th I left the chambers in the morning.

Q. Do you know whether you left the prisoner in the chambers?—I am sure I left him in the chambers that morning.

Q. At what time did you leave him in the chambers?—In the morning about ten or a little after.

Q. Had you any other clerk at that time?—My other clerk was with me; there was nobody left in the chambers but the prisoner; I took the other clerk with me, and just before I went I saw the bank notes in the drawer.

Q. When did you see the prisoner again, after you left your chamber in the morning?—He asked what time I should be at home? and my clerk said between six and seven in the evening.

Q. Did you see him again that day?—Yes, I did. I went to the same coffee house where I used to dine between two and three.

Q. Had you returned to your chamber in this interval?—I had not. The prisoner was at the coffee room at dinner? says I, dinner so soon? he usually used to go with me to dinner at three o'clock; so I sat down and dined with him; after dinner he asked me if I had been at the chambers? I said, no; why has any body been there? he said nobody but Mr. Knight, the member of parliament, whom he said stayed with him above half an hour; I said directly, I wished to have been at home, because I wanted to see Mr. Knight, because he referred me to Mr. Knight for his character, and it would have saved me the trouble of going to Whitehall; he said that Mr. Knight had asked him to drink tea with him that afternoon, and could he go? I said by all means; I asked him what time he intended to go? he said Mr. Knight told him to be at his house at five.

five o'clock; I said, five o'clock, that is too early for a gentleman. He called for a glass of brandy and water, in the mean time a gentleman came into the coffee house to speak to me, and just as the brandy and water was brought he disappeared; I did not see him after; he never returned to the chambers that I could learn; I never see him again till the 12th of July, and that merely accidental.

Q. How long after this conversation was it you returned to your chambers?—I drank tea at my chambers; I returned about six; I found my chambers locked.

Q. Was there any appearance of violence about your chambers?—No, not that night; I perceived nothing that night that led me to any suspicion; I had this one hundred and twenty-five pounds to send into the country in the morning.

Q. Did you go to the drawer where these notes were, the evening you returned from the coffee house?—No, I did not; it was the next morning, the Friday between ten and eleven o'clock. I slept in the chambers that night.

Q. In what state did you find the drawer?—I went to the drawer, drew it out, and went to a memorandum book which I replaced these bank notes in, within its leaves; this book was there, and the notes out of the book.

Q. Did that lead you to make any observation on the drawer itself?—I pulled out the drawer, I found it had been wrenched open by some instrument or other, as if they had got under the table and wrenched it under.

Q. Was this drawer separate by itself, and no drawer under it?—It was.

Q. So any person might have applied an instrument to the bottom of that drawer, and it appeared to have been wrenched?—It did.

Q. I believe you have not been able to trace any of the notes?—No.

Mr. Const. After he had applied for you to take him he told you it was neces-

sary for him to write to his father, to have his consent, and that before he completed this agreement with you he was to receive his father's answer's?—It was so.

Q. During the time you were together you lived together?—We did; we dined together.

Q. I believe the landlady of the King's Arms coffee house was a near relation of your's?—Yes, she is.

Q. It was to her you applied for his character, and she satisfied you?—It was.

Q. On the 14th, after the time, he went back to your sister's house where you always dined, and there he dined?—It was so.

Q. Therefore it might appear that he wanted to meet you?—To be sure one might think so, that he went to meet me.

Q. When he told you that Mr. Knight had asked him to visit him that night, did not you say then, you had better make haste, for it is time to set off?—It may have been so, but I do not recollect it.

Q. Then he finished his dinner, and called for a glass of brandy and water, and when he went away you was otherwise engaged with some body else?—I was.

Q. I don't know whether you are aware of it; do you know that on the morning of the 15th, he really did receive a letter from his father forbidding him to enter into the engagement with you?—I do not know it, it may be so.

Q. Was he the only person that had access to your chambers?—The landlady always has a key.

Q. And how is that key disposed of when the landlady does not want to come to the house?—Left at the porter's lodge; but the porter would be very particular whom he gave the key to.

WILLIAM VERNON *sworn.*

I am a woollen draper and man's mercer,

mercer, Charing-cross. I saw the prisoner at the bar; I cannot exactly say the day of the month; I have an entry in my book of an article he had the 23d of March, it was between the 12th and the 23d, I cannot speak nearer than that; it was between the hours of nine and ten o'clock at night; the shop was shut up; I was up stairs, and he came with another person, whom he called his servant; he immediately called me by my name, and he says, you recollect me, I had something of you when I was at the Golden Cross sometime ago; I did then recollect him; I took him into the back shop, and he told me that he wanted half a dozen waistcoats if I had them ready made, and a coat or two he wanted; I told him I had not got the articles ready made, but I could make them for him at a very short notice; he seemed to be very urging if I had any thing of the kind, as he meant to go abroad immediately; he informed me that he had seen an advertisement for one that wanted a companion who was going abroad; he said that he had seen that advertisement in some news paper that he could not recollect, and asked me if I could tell him? I told him I did not recollect any reference; there happened to be a waistcoat ready made for a gentleman that I thought would about fit him, and he had that waistcoat and a pair of drawers; he took his pocket book out of his pocket, and out of that pocket book he took a quantity of bank notes, and offered to pay me if I would give him change.

Q. Could you distinguish the notes?—I could not distinguish any of the bank notes. On his offering to pay me for them, I told him it was no consequence, as he had things before I was not afraid to trust him, or words to that effect; he agreed to call the next morning to look out the goods that he wanted, and he gave me his address, that he lodged at the

King's Arms, Blackfriars-road; I expected him the next day, but I did not see him afterwards.

Mr. Const. Are you sure that he is the man?—I have no doubt at all about it.

Q. You have not seen him since March?—Not till I saw him at Bow-street.

Court. How often had you seen him at your house?—To the best of my recollection he called once or twice.

Mr. Const. If I understand you right, you had some difficulty in recollecting him, if he had not told you he was the person that came before?—I had a deal of conversation with him that night.

Q. Did it not appear to you extraordinary that that man should resort to you to know about a person for travelling?—It did not.

Q. At this night, you knew from him, that he lodged at the King's Arms coffee house?—Or else I should not have known were to have applied.

Q. You have stated it to have been on the 12th or 23d, will you take on you to say upon your oath that it was before the 14th? Will you venture on your recollection to say that this time when he called and produced the bank notes was not before the 14th?—When I called to enquire for him at the King's Arms coffee house, they told me that he had robbed his master.

Q. On your oath was it not before the 14th?—It might be, I will not be sure.

Court to Marshall. Was this King's Arms the same coffee house that you dined at?—The same coffee house.

Not GUILTY.

Tried by the London Jury before

Mr. Justice HEATH.

EDWARD

622. EDWARD KEPPEL was indicted for stealing, on the 24th of January, a pair of silver shoe buckles, value 4s. a pair of silver knee buckles, value 2s. the goods of Edward Burrows.

EDWARD BURROWS *sworn.*

I live in Great Russell-street, Bloombury. On the 24th of July I came home in the evening, and was informed by the servant that boy a had stolen something out of the house; our house was repairing; he was in the capacity of a plasterer's boy.

Q. Did you look to see that the buckles were missing?—I did not. I went down to the pawnbroker's, near St Martin's Church, and there I found a pair of buckles which I believe to be mine; the boy was apprehended, and carried to the watch-house, and I went to see him.

Q. Did any thing pass to promise him or threaten him?—There was no promise made, but I desired him to confess, and told him it would be better for him.

Q. Do you know any thing of the knee buckles?—No further than I believe they are mine.

DAVID GORDON *sworn.*

I am a pawnbroker; I think he pawned these knee buckles the 12th of July, it it was Thursday, I am sure it was the prisoner, he had on a white jacket then.

Q. When did you see him?—I see him the next day when he was committed. He offered to pawn them; he asked me four shillings for them, I saw he was a poor like boy, and I asked him who they belonged to? he said he had them of his father; I asked him where his father was? he said his father worked for Mr. Collins, the dustman, at Westminster; that gave me rather a suspicion, and I looked over the counter, and I saw these shoe buckles were in his pocket; I then put him in

St. Martin's watch-house, and after eleven o'clock I got him to Bow street, and I cannot remember whether he confessed going along or at Bow street. There were two boys together, but the other boy had only a pair of shirt buttons.

Burrows. There was another boy at work with him in the house, and which boy stole the shoe buckles I don't know. (The buckles produced.)

Burrows. I do not venture to swear to them; I believe they are mine.

Not GUILTY.

Tried by the first Middlesex Jury before Mr. Justice GROSE.

623. MARY JOKEMAN was indicted for stealing, on the 1st of August, three guineas; the monies of John Sidwell.

JOHN SIDWELL *sworn.*

Mary Jokeman picked my pocket of three guineas on the first of August; I never saw her before that day that I know of, nor since, except at the Justice's; I saw her then at the Half Moon, Hatton, in the parish of East Brentford; I went into the Half Moon, and called for a pint of beer, and asked if one Mrs. Missle-broke lived there? they said she was dead and gone and her husband; and this Mary Jokeman, and the man that cohabited with her, pretend to be, the landlord and landlady of the house, and the woman that was the real landlady, whom I afterwards found to be Mrs. Missle-broke, acted as maid.

Q. Do you know that of your own knowledge?—These were the words they told me afterwards. I asked for some victuals, and I had some gin and water.

Q. What

Q. What time of the day was it?— In the evening after candlelight. And after that I asked the man that I thought to be the real landlord, to drink, his name is Alexander Penters; he told me that Mr. and Mrs. Mistlebroke were both dead and gone, and we had some gin and water, and then he went away and left me; then what became of him I did not know, but I found afterwards he went up stairs to bed. I asked him if I could have a bed there? they said, yes; I think the woman, Mary Jokeman, said yes; and having some money in my side pocket I put three guineas in my breeches, and after that I wanted to go to bed; I went up stairs, Mary Jokeman went up with me, and when I went up stairs I went through a room, and there I saw the man lay in bed, and the prisoner at the bar told me that was her husband, and this Jokeman pretended to be landlady and light me up stairs, and she turned down the bed, there were two beds in the room, and she said I might have which I pleased to lay in; I told her I would lay on that night on the head of the stairs; I said to her, will you go down? I can put the candle out myself; after that she said she did not choose to leave the room for fear of fire; I undressed myself and got into bed; she had gone and sat down on the other bed, she still sat on the top of the bed, and when she thought I was asleep, she came round on the other side of the bed that I laid on and drew my breeches from under my head; the rule fell out of the pocket, I am a carpenter and joiner by trade, then I see her take my breeches and hold them up before me and rifle my pockets; there was half a guinea and some silver, and halfpence in one pocket, and three guineas in the side pocket; she took the three guineas out of the side pocket, and left me the half guinea and silver and halfpence. Then there was a racket below, and she

K 1

went down stairs and bolted the stairs foot door that I could not come down, and there was a racketing with them all night, till four o'clock in the morning, a swearing and noise; after that I got out of bed and felt my breeches, and I found she had got the three guineas away entirely; I did not get out of bed till day break, because I was afraid; then I laid down again till about six; I looked out of window to see if I could get out of window if any thing happened, but could not it was so high; about six o'clock I got up, and I then found my mistake about Mrs. Mistlebroke, and that she that acted as maid was Mrs. Mistlebroke, and she was damning and swearing to her own child; I got up as near as I can guess about six o'clock; I knocks at the stair foot door, and I could not get out, I rapped three times, at last I kicked it with my foot, and then I was let down stairs, I went down stairs into the tap room, and a young man came in, a carpenter there, I think they called his name Hilliers, I will not be positive; then Mrs. Mistlebroke began to blast the wash tub and the harvest too; so this man, that was there and I, we had a pint of beer together, and Mrs. Mistlebroke said that Mrs. Jokeman had just gone out with her husband, for he had just come from the Indies with a good deal of money.

Q. Did you enquire for her?— I did not; I said nothing only bring me a pint, for I am very dry; I told the young man that I had been robbed by Mary Jokeman of three guineas; and he said I might take her up at the Bell, at Hounslow, if I went there; I did not go, I stayed there till she came, and then I swore it was she, this was about twelve o'clock. When she came in Mrs. Mistlebroke told her that I said she robbed me of three guineas; and then she came and abused me, and said she would knock my head against the wall if I said so; then there came

came in a bricklayer and another, and I set off and got a warrant, and the constable that is here took her up.

Prisoner. Did I carry the candle up stairs?— You did, and you sat down on the other bed while I got into bed.

ANN SEABROCKE *sworn.*

Q. Do you live at this house?— No.

Q. What do you know concerning this matter?— No otherwise than she bought some things at Hounslow, and brought them for me to make up for her the day after the man was robbed, she told me she had bought them at Hounslow; it was a gown, a quilted petticoat, a muslin handkerchief, and a yard of muslin to make a double bordered cap.

Q. What do you think they might cost?— I think they might cost a guinea and a half, the things she brought to me.

Prisoner. Did not I tell you that the gown cost only ten shillings?— I don't justly recollect what she told me was the price of it.

Q. And the petticoat eleven shillings?— I think she did say so, to the best of my knowledge, that the petticoat cost eleven shillings.

Prisoner. I wanted to lay my money out a good while before; I always told her so.

ANN FRIEND *sworn.*

I live at Hatton; I know nothing more than that the prisoner, Mary Jokeman, came to me about five o'clock in the morning, the same morning as the man was robbed, and she asked me if I would go to Hounslow with her? if I would she would give me a shilling for my trouble, and I went with her, and she bought these things; I don't know that the money was stole that she bought the things with.

Q. How much did she pay for them?— A guinea and a half; she paid one guinea, and had the other in change half a guinea.

Q. Did you see her pull out any more money?— No, I saw the guinea and a half.

Prisoner. Ask her whether I did not go with her a week before to get her to shew me the shop where to buy these things?— She did; I went with her and shewed her the shop.

Court. How long have you known the prisoner?— About two months.

Q. Do you know who she is?— No.

Q. Do you know where she comes from?— I do not.

Q. Where had she lived all the time that you had known her?— At the Half Moon.

Q. Had you been much with her?— No.

RICHARD FOOT *sworn.*

I live at Balfour, all in the same parish as Hatton. I was with the prisoner, and she said if Mr. Sidwell would go back with her to Hatton again, she would give him one guinea of the money again, and make the rest up in property; and Mr. Sidwell would not go.

Q. How came this conversation?— She wanted to make it up with him; he said he would make it up if she would go and fetch him the money and things there, but he would not go to Hatton with them.

Q. Did you promise her any thing to make her confess that?— Nothing at all; it was voluntary.

Prisoner. That man said if I would give him some money he would make it up between this man and me?— I did not.

JAMES ASLOP *sworn.*

I went to aid and assist with the constable; I know nothing of the matter.

Q. Did

Q. Did you hear say what the last witness has said?—I heard her say nothing at all.

Prisoner. I never saw the man's money; I never saw the man from the time that he went up stairs till the morning; he asked me to drink, I told him I would not drink; he asked me to go up stairs and have connection with him; I denied him; then he asked me to make him some gin and water; I told him I was not the landlady; he said he had lost money out of his pocket, and he would make me suffer, because I denied him that question.

Court. At whose house was this?—At Mr. Mistlebroke's.

Prosecutor. Mrs. Mistlebroke acknowledged that she had one guinea of the money to Mr. Lane; so Mr. Lane sent her to prison too with Mary Jokeman.

Prisoner. The prosecutor sent word to me that I need not care about it, for he would not appear against me; he came to me in prison and brought me victuals, and said that he would clear me if I would swear against the landlady, because she was a woman and had friends, and I had none; but as he had begun he must go through with it, he said it had cost him twenty pounds.

Prosecutor. I went to the prison to her and gave her six-pence, and I said, why did you give Mrs. Mistlebroke any part of the money? you have brought yourself into the trouble and you must go through with it.

Jury to Prosecutor. On your oath will you say that you was sober when you went to bed?—I was no ways to be called in liquor.

Q. Did you know what sort of a house this was before you went in?—When I went in I thought they were very creditable people in the house, because they

told me that Mr. and Mrs. Mistlebroke were dead.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice GROSE.

Court. Let the notes of this trial be sent to the magistrates, for I am sure that house ought not to be licensed

624. THOMAS BIRCH was indicted for stealing, on the 9th of September, two half crowns, and one shilling; the monies of Jane Cartwright.

JANE CARTWRIGHT sworn.

I am a single woman.

Q. Are you in any business now?—I am an unfortunate woman; I live in Pye-street, Westminster; I was coming home near half after eleven, as nigh as I can guess, when I was at the public house there came in this man and a soldier and his sister, into the public house; it was the Rose and Crown, the bottom of Dartmouth-street, Westminster, as I had known them before I told him I would give him a glass of gin; I had not had a drop of nothing before all that night.

Q. Had you known the prisoner before this?—I knew him so far as this, that he was a plaisterer as I heard; I went home along with this man to my own house.

Q. Did you carry him home?—No, I did not carry him home.

Q. You agreed to go home together?—Yes. And I put off my pockets, and put them between the facking and the bed; in my right hand pocket there were two half crowns, in my left hand pocket

pocket there was a shilling. I went to bed, and about half after three o'clock he got out of bed, he went to bed with me, I heard him get up, and I heard him going out of the door, Thomas, said I, where are you going? no, says he, I am not going, only going backward; I thought to myself I am very afraid of your going backward, and I went to feel for my pockets, and I missed my pockets from under the place where I had put them, and before he got down stairs I went down stairs after him.

Q. Were the pockets gone out of the room?—They were not, I missed them from the place where I put them; I followed him down stairs and I would not let him go out of doors till I asked him for my money; he said he had not the money, he had not a farthing about him, he said he never saw the money; hearing a dispute my landlady got up she struck a light and she opened the door, and hearing of that, she said, have not you got it in your shoes, and he opened his waistcoat, and there was nothing; I would not let him out, and the two patrols came to the door, I went up stairs to search my bed, in the mean time he let down his apron and they found the money; I did not see the patrols do that.

Q. After you missed it how soon did you see your money?—In about an hour and a half.

Q. Did you see the two half crowns, and shilling?—Yes.

Q. In whose hands?—In the patrol's.

Q. Did you know that money to be your's?—I don't know it for a certainty; I cannot swear to it.

Q. Now when he denied having the money what did you say to it?—He said, I have money about me to be sure, and I took it, and hid it for fear she should rob me when I was gone to bed; and he said to the watchman, I insist on having it again, for it is my own money.

Q. The patrol proves the taking of the money from him?—Yes.

ANN MURRAY *sworn.*

I am landlady of the house; I saw the patrols take the money from him; he said he had money, but that the money was his own.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

625. THOMAS BARTLETT was indicted for stealing, on the 22d of July, one shilling and four halfpence, the goods of Jonathan Greenstreet.

MARY GREENSTREET *sworn.*

I am the wife of Jonathan Greenstreet; he is a turner and ivory piercer, and carver. The prisoner was a stranger, he took the money on the 22d of July, Monday, between five and six; a little before six in the evening we were going to Sadler's Wells; it was in Sadler's Wells yard the prisoner put his left hand into my right hand pocket.

Q. Did you perceive his hand there?—I took his hand within my pocket; as I took hold of his hand I see a shilling and some halfpence, I don't know how many, I took him by the collar, and the constable came; the constable has got the money; he never got away from me at all.

Prisoner. I had six or seven shillings of my own money.

Court to Mrs. Greenstreet. Are you sure that this shilling was your's?—I am sure of it, the shilling is marked with a T, on it.

ROBERT SMALL *sworn.*

I was close by the lady at the time, and I came up, and I saw this man in the hands

hands of the lady, who had him by the collar; I searched him and found one shilling and two-pence in his pocket; there was six or seven shillings with it.

Court to Mrs. Greenstreet. I understood that you said that you took the money in his hand?—No, he shifted the money from his left hand to his right hand, and then put it into his pocket. (The shilling and two-pence produced.)

Mrs. Greenstreet. I can swear to the shilling.

Prisoner. I was going to Sadler's Wells, and there was a great many going into the garden hallowed out, take care of your pockets, I was standing by the gentlewoman, and she caught hold of my collar; I was going to put my hand to pay a shilling to go in, that is all I have got to say.

The prisoner called one witness to his character.

Court to Mrs. Greenstreet. Are you sure that his hand was in your pocket?—Yes.

GUILTY. (Aged 18.)

To go for a Soldier.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

726. **HENRY LANGLEY** was indicted for feloniously stealing, on the 9th of July fifty four silk handkerchiefs, value 4l. the goods of John Potter.

JOHN POTTER sworn.

I am a linen draper. I lost fifty-four silk handkerchiefs; I live in White Lyon-street, Pentonville, I keep a shop there; I only prove my property, I lost them the 8th of July.

ROBERT JONES sworn.

I am headborough of St. James's, Clerkenwell.

Q. Did you find the things on the prisoner?—I did not.

— **MURPHY** sworn.

I am a school boy.

Q. Are you any relation to Mr. Potter?—No.

Q. Do you live in the family?—No. I was going into White Conduit-fields, about twenty yards from Pentonville.

Q. Do you know the house of Mr. Potter?—Yes.

Q. Was you going in a direction to his house or from his house?—Neither one way nor the other, I was in the street, I heard Mr. Jones halloo out stop thief! and afterwards Henry Langley threw down the things, he had them under his great coat; I picked the bundle up, and I stayed where I picked them up till Henry Jones came past with Henry Langley, the man that stole them.

Q. Now from the time he threw down the bundle and you picked it up, and he was brought back to you; did you lose sight of him at all?—No.

Q. Was it a bundle tied up, or was it open?—It was tied up in nothing; it was silk handkerchiefs; Mr. Jones has had the care of them ever since.

Q. Did you give them to Jones?—Yes.

Prisoner. This lad has said that he never lost sight of me; when I was taken I was turned round the corner.

Jones. I am a shoemaker, a master; I keep a shop in White Lyon-street. On Monday the 8th of July, a neighbour came to me, and desired me to go and see after a bullock that had strayed that way, and to disperse the mob; with that I went up and went round the street, past Mr. Potter's house, with that I went across the way to the lare, and the bullock was got up, locked up; when I got there, there was the mob, and I stopped to see what became of them, and this lad and some more went on to the

Angel

Angel, and then they turned back; and went up White Lion-street, and past my door; I followed the prisoner at the bar about fifty yards behind them; when he got to Mr. Potter's door he made a stand; with that I made a bit of an halt likewise, and he looked himself a little about across the way; there is a public house opposite, and I see him take up the handkerchiefs, a bundle however, which were laid in a sofa at Mr. Potter's door, where there were other articles put out at the door; after that he took the bundle, and he put it under his great coat, then he made off as quick as he could, and I after him, and I hallooed stop thief! then he turned the corner into Banner-street; I never lost sight of him till I took him; he dropped the property in Banner-street, about the middle of the street, I saw him drop it, but I did not stay to see him pick it up; the lad picked it up and brought it me while I had the prisoner in custody. (The property produced.)

Q. What time was this you went round and took this man?—About four o'clock.

Court to Potter. When did you last see these at your door?—That day about three o'clock in the afternoon; it was then laying on the sofa before the door; I know them to be mine by my own mark, of my own hand writing, 2s. 3d. 2s. 6d. 2s. 9d. and 3s.

Prisoner. I was that day asked out to dinner at Cannonbury House, turning up White Lion street, I heard the cry of stop thief! with that I ran, and I was taken running, and Mr. Jones said that I was the person that took the property, which I am as innocent of as a child unborn.

GUILTY, (Aged 20.)

To go for a Soldier.

Tried by the Second Middlesex Jury before
Mr. RECORDER.

627. WILLIAM ANDREWS was indicted for stealing, on the 9th of August, eight pair of mens. leather shoes, 8s. one pair of flannel drawers, value 6d. three flannel waistcoats, value 3s. a pair of flannel drawers, value 2s. a quarter of a yard of red woollen cloth, value 1s. a wooden box, value 1s. 6d. four mens. linen shirts, value 4s. two yards of blue baize, value 1s. twenty yards of irish cloth, value 18s. the goods of James Duberley.

JOHN MADGEWICKE sworn.

I am foreman to Mr. Duberley. The articles lost were all under my care; the prisoner was a porter, he lived in the house, No. 33, Soho-square; Mr. Duberley had a mistrust of the prisoner, and had his box searched, where we found a remnant of linen; I went to Bow-street to prove the property which was found.

Q. Did you happen to know, before this property was found, that any were missing?—Yes, from the chest particularly, and the shoes were missing from time to time.

Q. What day was it you was sent for to Bow-street?—Friday the 19th of August; and there I saw some property.

EDWARD TREADWAY sworn.

I am a constable. On Friday the 16th of August, Mr. Duberley came down to the office at Bow-street, he wanted an officer, he suspected the porter had robbed him, to search his box; I went with him; he was seated in the room, and I asked if he had any objection to have his box searched? he replied, no. We went up into the garret, and we opened the box, found this piece of linen first, and in the box was found these two keys; these two keys being in the box, Mr. Duberley asked him where his box was, he suspected he took

it? after a little hesitation he said he would go where it was; this was a box belonging to his master; he went with him to his lodgings, where he used to lodge, at one Mr. Godfry's, Castle-court, Castle-street, Oxford-market, and when we went there we asked for the box, it was brought out, and all the other articles in the indictment was found in that box; the box is here. (The articles produced.)

Madgewicke. Here are eight pair of shoes, four pair of them marked with a K. and 7. four of them with a W. here is a remnant of fine scarlet that I cut off the piece myself, it was laid in the counting house, and I did not know which way it went; here are a pair of flannel drawers, I can swear to them by the particular lining; I believe all the things to be Mr. Duberley's.

Prisoner. I have nothing more to say than that I am innocent of it.

GUILTY. (Aged 30.)

Transported for seven years.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

628. WILLIAM BOULTON was indicted for stealing, on the 22d of July, forty pounds weight of lead, value 3s. the goods of John Drummond, Esq.

THOMAS REYNOLDS *sworn.*

Q. Are you a servant of Mr. Drummond's?—I am not; I stand at the Turnpike and look after the gardeners; I stopped the prisoner at the Turnpike, at Kilburn, it was at six o'clock on Monday morning the 22d of July.

Q. How much lead might there be?—Forty pounds.

Q. What past between you and him?—We heard of him before he came up

to the gate, and when he came up to the gate we stopped him, and then we asked him what he had? and where he had got it? he said he got it of Mr. Drummond, that he had it out of an hay-loft where he layed; he used to lodge there; he said that it laid loose in the loft; he did not say any more; the lead is here now. (Produced.)

Q. Have you had it ever since?—I left it at Bow-street.

Q. When you left it at Bow-street did you put your mark on it?—I did not; but I can swear to it, because it is particularly rolled up.

Q. Who brought it here?—I brought it here.

JOHN RIDDOCK *sworn.*

I am a gardener to Mr. Drummond.

Q. What is Mr. Drummond's name?—John Drummond, Esq.

Q. Have you seen the lead?—I have seen it at Bow-street; this is the same lead I saw at Bow-street.

Q. Can you swear that to be Mr. Drummond's lead?—I cannot.

Q. Can you swear that such lead was missing?—Yes, it was missing from a loft.

Q. Do you believe that to be the lead that was missing?—I will not say that.

Court to Reynolds. When he told you he had this lead, had not you told him it would be better for him to confess?—I had not.

Q. Did not you recommend him to say some thing to induce him to say that?—I did not.

Q. Had you persuaded him at all to confess where he took it from?—I did not.

Prisoner. This young man asked me where I had it from? I said I picked it up.

Court to Riddock. Had this man any business?

business in the hay loft?—He was hay making.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

629. WILLIAM CROSS was indicted for stealing, on the 11th of September, one iron bolster, value 6d. a steel studded tool, value 1s. six pieces of folder, value 1s. a pound weight of steel, value 6d. a pound weight of iron, value 6d. the goods of ——— Witler.

——— WITLER *sworn.*

I live in Milbank-street, Westminster; I am employed in the repairing of the mail coaches.

LAWRENCE CAWTHORNE

sworn.

I am a workman to Mr. Witler; I took them things out of his pocket, I believe the 11th of September, on Wednesday, about twenty minutes past seven at night; my master took him after he had gone from the yard.

Witler. I followed him and found the things on him; he was about two hundred yards from my house, mine is a work shop of various sorts; I asked him where he was going? he said home; I said that was not his road home, he was going quite the reverse; I asked him what he had got in his pocket? he said, nothing. I put my hand into his pocket, and found several pieces of folder and steel, and that sort, and ordered him to walk back again; I called the watchman, and he took out of his pocket all the things in the indictment; I delivered them to Joseph Manning, Joseph Manning see them taken out of his pocket, I called him at the same time; Manning brings them here. (Produced.) I can swear them to be mine.

Q. What was this man, William Cross?—He is an apprentice as a painter to me.

JOSEPH MANNING *sworn.*

I saw these things taken from the prisoner; I have had them in my possession ever since. One of the tools in particular belongs to my master, that is the iron bolster, it has a mark on it that I mark all the tools with; the other things I cannot speak so particularly to; it is a cross struck in with a chisel in the side of the bolster; and an iron studding tool is missing from the spring maker's of the same size.

Q. Pray had the apprentice any business with these tools?—He had no business at all but in the painting way, he had no business in any other shop, and Mr. Witler gave him a caution against going into any other shop.

WILLIAM TRICKY *sworn.*

I am a servant to Mr. Witler.

Q. Did you see the things taken from the prisoner?—Yes.

Q. Are those the things?—They are; I can speak to one particularly.

Prisoner. My mother says I am an apprentice, I cannot say whether I am or no; but I was bound apprentice to John Bizant, and he is dead.

The prisoner called his mother, and three more witnesses who gave him a good character.

GUILTY. (Aged 17.)

Recommended to Mercy.

To go to Sea.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

530. JOHN ROBERTS was indicted for stealing, on the 18th of July, four

four brass candlesticks, value 4s. the goods of Mary Mills, widow.

MARY MILLS *sworn.*

I am a widow; I keep a public house in Gray's Inn-lane. The prisoner at the bar and two more men came in and called for a pint of beer, on the 18th of July, on Thursday, at five or six o'clock in the afternoon, they drank to the amount of three pots of beer; they called for more, but I told them I did not mean to draw them any more, for I was in doubt whether I should get paid for what they had drank or not, and when I refused to draw them any more the bell was rang for me to get my reckoning, while I was trying to get my reckoning, the man the prisoner at the bar went backward, and he soon returned from backward out of the yard, and he past through a little area where the candlesticks all stood, he went out at the door, I did not notice him going out, but he presently returned with money to pay for the beer; while I was disputing one of the men that were left behind wanted me to take a silk handkerchief in pledge; I told him I never did any thing of that sort, he was got into a wrong house; soon after the prisoner returned and throwed down six-pence, and he says to his companions, sure you can raise the other four-pence halfpenny; they said, no, no, he had managed well, and he could pay for the whole of the beer, and he paid for the whole of the beer, and when I had got my money I left the room and went into the bar, and they called for a quartern or a quartern and a half of gin, and had it, and paid for it; then after he went backward into the yard again, he stopped some little time, and I was sitting in the bar; I got up to see what he was at, and there I saw him fumbling something in his pocket, under the shelf were the candlesticks were, and he had got two high

ones in the left hand pocket, brass candlesticks; I took two out of the right hand pocket myself, and I called out for assistance, and I had assistance come to me, and he went to the necessary and dropped two down, the second we heard fall, but the first we did not; the second we took out.

Q. Can you swear them to be your's? — I can, those that I took from him.

Q. Is your name on them? — No, it is not; they have been at the office Hatton Garden ever since. I missed seven in all, and found these four; three are totally gone, which I suppose he took at first to go and get the money to pay for the beer.

Q. How long have you had these candlesticks? — I have had them for seven years. One of the small ones, which I took out of his pocket, I think it is marked, *pattern* on the bottom; I can swear to them safely being my property.

—— BUTLER *sworn.*

I am a carpenter; I saw the two candlesticks that had been taken out of the necessary; I did not see them thrown down.

BENJAMIN BEVAN *sworn.*

I produce the candlesticks; a servant of Mrs. Mills gave them me that does not appear. (Deposed to by Mrs. Mills.)

Prisoner. I was drinking at the prosecutrix's that same evening, and I had been there about two or three hours, and I went to ease myself; and I dropped my tobacco box in the necessary; coming in to ask the landlady to look for my tobacco box, I took a candlestick from the bench; she came to me, and asked me what I was going to do with the candlestick? and she ran against me, and pushed me, and knocked another down, and then she said that I wanted to steal them.

M m

Mrs.

Mrs. Mills. The two small ones were in his pocket.

Bevan. I am desired to mention that he belongs to the militia, and that his serjeant and corporal is here ready to take him back.

The prisoner called one woman to his character.

GUILTY. (Aged 36.)

To go for a Soldier.

Tried by the second Middlesex Jury before

Mr. RECORDER.

631. MARY BRYAN was indicted for stealing on the 8th of July, a woollen cloth cloak, value 8s. a silk handkerchief, value 6d. the goods of John Sullivan.

CATHARINE SULLIVAN *sworn.*

I am the wife of John Sullivan I lost a woollen cloth cloak on the 8th of July, Monday, between five and six o'clock in the morning, I lost it from Church-street, St. Giles's; I lost it from out of my room, I saw the prisoner take it; my husband came in between five and six o'clock in the morning, he is a watchman, he called to me to lock the door after him, but I did not; and somebody came up stairs and took the cloak off the line while I was in bed.

Q. Then you did not see her take it?
— No, I did not see her take it, I was in the room.

Q. Was it taken from the same room in which you was in bed?— Yes.

Q. How soon did you recover it?— The next day about twelve o'clock, I see it with the officer.

Q. Did you know it to be your husband's coat that you see at the office?
— Yes.

ANN JOLLAND *sworn.*

I keep a little clothes shop in King-street, Seven Dials; the prisoner brought the cloak to me about the 8th of July, about nine o'clock in the morning, or rather better; it was on a Monday, I knew her before, she had been at the shop buying trifling articles and I thought her a very decent well behaved woman.

Q. Did you ask her how she came by the cloak?— She said it was her own. I bought it of her for six shillings and six-pence, that was the full value; I think the trimmings are very much broke, the cloak is stained.

Q. How was it found out you had it?
— The officer was enquiring about it, I carried it up to the officer when I heard of it, and left it there.

DANIEL SULLIVAN *sworn.*

I am a watchman; I assisted in taking the prisoner on suspicion of robbery, I got information where she lodged, and she was seen sitting at the door this morning, I found her in the coach yard, Broad St. Giles's, I took her up, it was the next day, the 9th of July, and I carried her to an officer about between twelve and one o'clock, then the constable and I made a search in this woman's house, and she said she would come and bring it down to the office.

JAMES KENNEDY *sworn.*

I am a constable belonging to Marlborough-street; I produce a cloth cloak and silk handkerchief, I got them of Mrs. Jolland in the office, I have kept them ever since, I took them from her about the 9th of July, I think it was of a Tuesday.

Court to Mrs. Jolland. Did she sell an handkerchief to you?— Yes, she sold me both together; I gave her six shillings and six-pence for both; I think they are the same indeed.

Prosecutor.

Prosecutor. I know the cloak by spots in the fore part, and it is ript in two or three places; I have had it three years now; the silk handkerchief I used to wear every day; I missed it from my room, and it was hanging on the same line with the cloak.

Prisoner. About four months I lodged in her place, and the woman gave me this cloak and handkerchief to sell, and I fetched them to this here woman and she bought them.

Court to Prosecutor. Did you ever see this woman in your room?—No.

Q. Was she a stranger to you?—Yes, I never saw her before.

Prisoner. I have no witness but my husband in this kingdom.

GUILTY.

Recommended by the Jury.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

632. **MARY BRYAN** was again indicted for stealing, on the 2d of June, a cotton gown, value 3s. the goods of Hannah Cushion.

HANNAH CUSHION *sworn.*

I am a single woman; I lost a cotton gown; I am a servant, at No. 56, St. James's-street, Oxford-road, with widow Rumford, at Mr. Naylor's house, he is a painter and glazier; I lost the gown on the 2d of July, on Tuesday; I was in bed when it was taken, it was on a chair; I missed it when I awaked; I see it on the 8th or 9th of July, either on the Monday or Tuesday; this gentlewoman, Mrs. Jolland, brought it to the

office in Marlborough-street, and there I see it; I knew it to be mine it was a figured gown; I have got some of it here in my hand; the prisoner was at the office, I did know her, I see her the very day I lost my property; she lodged at the house where I lodged; I was out of place at that time; I am now a servant; I saw her in that house in the course of the day.

Q. Was the door of the room open?—Somebody opened it; I don't say it was the prisoner.

Q. Do you sleep with your door open?—The family of the house took care of it; I went to bed first.

ANN JOLLAND *sworn.*

I produce the gown; it was at a pawnbroker's, at Long-acre; and I stayed at the door and gave her the money and bought it of her.

Q. Had the prisoner a duplicate?—Yes.

Q. Have you got the duplicate?—No, she has had it; I brought the gown up to the office, as I bought both the gown and cloak of her I carried them up, and the constable went about and found an owner for them.

JAMES KENNEDY *sworn.*

I bring the gown here; I received it from Mrs. Jolland, on the 9th of July, I have kept it ever since. (Deposed to.)

Court to Ann Jolland. What day did you carry them to the office?—It may be the 6th; I believe it was on a Saturday; this is the very same gown.

Prisoner. The same person that gave me the handkerchief to sell gave me the cloak to pawn for five shillings, and I fetched her back the duplicate; in about three days she sent me to this witness that is here, to see if she would buy the duplicate.

duplicate of the gown, and she went with me to the pawnbroker's, and gave me the money, five shillings and a penny, and then she fetched me home to her own place, and gave three shillings for the gown; that was eight shillings and a penny.

GUILTY. (Aged 26.)

Imprisoned one year in the House of Correction, and fined 1s.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

663. MARY HOWARD was indicted for stealing, on the 30th of July, four guineas and six shillings in monies numbered; the monies of William Thompson, in the dwelling house of Thomas Powell.

WILLIAM THOMPSON sworn.

William Powell keeps a lodging house; I am a single man; I was coming home to where I live, I live in Norfolk; I met this woman at the top of Tottenham-court-road on the 29th of July, it may be about eleven o'clock at night, it was a Monday, I was drunk, I was walking up, and she caught hold of me, and whether she spoke to me first, or I to her, I am not positive; I asked her if she could take me any where, where I could lodge that night, as I was quite a stranger? she told me that she could take me to a house that she knew very well, where I could have a very good bed; she took me to a lodging, No. 4, Church-lane, close by Bloomsbury, it is in St. Giles's parish; I went to bed there, I pulled off my clothes; I am not certain whether the woman went to bed or not; as soon as I was in bed I was asleep.

Q. What were you so drunk you don't recollect?—No, I do not.

Q. How much money had you about you when you went into the house?—Four pounds ten shillings. I paid a shilling for the house, and I gave the prisoner something to drink; I had four shillings and six-pence I believe.

Q. Did you pay for what you gave the prisoner to drink?—I don't know; I had four guineas (and about two pennyworth of halfpence in my waistcoat pocket, I saw them when I was in bed.

Q. Had you any silver?—Yes, when I went in I had four or five shillings, I cannot tell which, besides two very remarkable six-pences.

Q. When did you first miss your money?—In the morning about half after four o'clock, and the woman was gone.

Q. Was the woman in the room when you missed your money?—No.

Q. You was not sober enough to know whether she left the room?—I was not.

Q. Has any of this money been found?—The two six-pences she gave me out of her own pocket the next morning. When I awaked I got up, and went and searched the houses where I could find any body, and I went into a public house, called the Running Horse, and there I found the prisoner, the best part of a furlong from the lodgings; with that I saw her, and I said are you the person that took me to the lodgings last night? she said, yes; said I, what have you done with the money? then she said, she had got none; I told her she certainly had, and she had best give it up to me without any further ado; she said she had not got it, and the woman that keeps the public house said she knew better, that she had got it; that was in the presence of the prisoner, and the woman that kept the house told her if she had not got it then, she had given it to an old woman that she had been treating that morning; there was another girl also there, and she told

told her that she should be well rigged out in two or three days time; with that I saw a person there that I knew, and I slipped out for the officer; he came and searched her; before he came she gave me these two six-pences, and she said she had not any more but them, and the officer searched her, and he could not find any more about her; Mr. Sanders, the officer, has the six-pences.

Court. How came you not to put these six-pences in the indictment?

CHRISTOPHER SANDERS *sworn.*

I was an officer at Marlborough-street; I saw the prosecutor and the girl together, at the same public house, the Running Horse; I searched her and found nothing on her; these two six pences were given to me; I received them of the prosecutor; I asked the prisoner whether she gave them him? she said she did; she said they were among the gold, the four guineas that he lost; when I was taking her down, after she was committed, she said that she gave the four guineas to the old woman.

Q. Had you recommended her to confess?—I had recommended her to confess.

Q. Is the old woman here?—She is not; she has left her lodgings. (The two six-pences produced and deposed to by the prosecutor, from having holes in them.)

Court. The four guineas have not been found?—They have not.

Court to Prosecutor. How do you know it was the house of Thomas Powell?—I enquired who it belonged to; I don't know of my own knowledge.

Court to Sanders. Do you know it to be the house of Thomas Powell where the man slept?—I have had some discourse with Thomas Powell, and he told me so himself.

Not GUILTY.

Tried by the first Middlesex Jury before
Mr. RECORDER.

634. **HENRY DORNTON** otherwise **COULSTON** otherwise **JAMES MATTHEWS** otherwise Captain **WHITE** was indicted for stealing, on the 19th of July, half a guinea and ten shillings and six-pence in monies numbered; the monies of William Bayliss.

WILLIAM BAYLISS *sworn.*

I keep the Three Queens at Brentford, I know the prisoner at the bar; I think it was on Friday the 19th of July, he came into the yard and asked if he could have the room that he had before, he had been there a few days before in a phaeton and pair, and a servant; he then had the uniform of a midshipman; he was told that he could, and he ordered a dinner, and after that he ordered the hair dresser to be sent for, and just before the hair dresser had done he called for change of a guinea, and his answer was that he should give the guinea when he went up stairs; my wife gave the money to the waiter, but I was in the bar at the same time, the change was half a guinea and half a guinea's worth of silver; he went up stairs and put on his coat, and ordered his bill, and said he should leave his horse there all night, and ordered the chaise to London; he said he should leave the horse there all night, and should call for it; the saddle was to be taken to the saddler's, and he left us to go to the saddler's under pretence of giving orders for the saddle; he said he should be back directly; in about three quarters of an hour I went to the saddler's, and found that he had been and sold the saddle instead of giving any orders about it; we never see him till afterwards, we see him at Bow-street when he was taken up on another account; on the 22d, three days afterwards, I was summoned to Bow-street with respect to the horse; he acknowledged having received the change in the coach that he was taken to Bow-street in.

N n

Prisoner.

Prisoner. I was not dressed in midshipman's dress?—It was a blue turned up with white, and the button holes worked.

Prisoner. I was intoxicated when I left this house. I leave it to your mercy.

Prosecutor. I did not see that he was.

Court to Prosecutor. What name did he pass by with you?—Dornton.

Q. Did he pay you for what he had before, the first time?—He did.

GUILTY. (Aged 23.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

635. JOHN SEVILLE, otherwise **WRIGHT** was indicted for stealing, on the 13th of July, four silver candlesticks chased, value 20l. four silver candlesticks, called branch candlesticks, value 20l. two silver candlesticks, value 5l. a silver chased plate, value 2l. two bracket candlesticks, value 2l. a silver cocoa pot, value 3l. eight silver sauce ladles, value 2l. a silver tureen ladle, value 1l. six silver gravy spoons, value 3l. a pair of silver asparagus tongs, value 1l. a silver fork, value 10s. a pair of silver snuffers, value 10s. forty-eight table forks, with silver handles, value 20l. forty-eight silver handled knives, value 20l. eighteen desert knives, value 6l. eighteen desert forks, value 6l. twelve silver spoons, value 3l. a silver tea urn, value 5l. a silver stew pan and cover, value 5l. a silver lamp and triangle, value 20s. a silver ice pail, value 5l. a silver tankard, value 5l. a silver dish, value 15l. a silver fish plate, value 5l. six silver waiters, value 15l. eight silver sauce boats, value 3l. four silver salt spoons, value 1l. six silver candle-

sticks, value 10l. a silver coffee pot and lamp, value 5l. a silver cream pot and silver ladle, value 1l. a half pint cup, value 1l. seven silver bottle labels, value 22s. the goods of John York, in the dwelling house of Richard Hemmings; and

ELEAZOR LAZARUS was indicted for feloniously receiving, on the 8th of August, all the before mentioned goods, well knowing them to have been stolen.

(The indictment was opened by Mr. Venn; and the case by Mr. Fielding.)

THOMAS HEMMINGS sworn.

I am a silversmith, in Bond-street; I know the prisoner Seville, I have known him about four months.

Q. On what occasion did you first know him?—Owing to an advertisement in the news paper, I took him into my service.

Q. What day did he first enter into your service?—The 9th of April, and he quitted it on the 7th of August.

Q. In what capacity was he?—As a porter, and to wait at table occasionally.

Q. As a porter, what did he do?—He opened and shut up the shop. My customers when they went out of town they sent their chests of plate to my house.

Q. From the nature of his employment, was he or was he not in the habit of becoming acquainted with the manner of your house, and where this plate was deposited?—He was.

Q. Did he know where the plate was deposited?—He has assisted in carrying the chests of plate to the cellar, when they were brought in by my customers.

Q. Then in consequence of carrying down these chests of plate into the cellar, he

he knew where the plate was deposited ?
—Yes.

Q. What was the situation of this cellar ?—It is a strong cellar with a double door and plated with iron.

Q. On the inside in what position was this cellar ?—It opened into the back kitchen ; there was but one window and that was strongly barred with iron ; the iron bars looked into my garden ; I mean the iron bars of the cellar where the things were deposited.

Q. Was it level with the garden ?—No, it was under the garden, and strongly barred within, only these bars remained just as they were.

Q. Be so good as to describe what was the situation of the other part of the cellar ?—The cellar was square.

Q. How many outside walls ?—Only one.

Q. Was it towards the garden ?—It was.

Q. What does the other three communicate with ?—One to the back kitchen, and another is the party wall between the two houses, and the other divides the scullery ; between the cellar and scullery, within the cellar there is a door way, and a smaller cellar behind that.

Q. Will you describe the situation of the wall which you mentioned to be towards the back kitchen ; in what situation was that wall when you made the discovery ?—In the wall between the scullery and cellar there was a small hole that conveyed a water pipe.

Q. What size was that hole that conveyed the water pipe ?—About the size of the crown of a man's hat.

Q. What was the situation of the wall surrounding this pipe ?—It was bricked up ; and when I received information that I had been robbed I went to that place, and found that the bricks had been removed out and replaced ; I mean the bricks about the pipe ; I opened the cellar door, and when I entered the

cellar every thing appeared perfectly secure ; but after searching the different chests I found two chests belonging to Mr. York broke open.

Q. Before you go any further tell me exactly where these chests stood ?—They stood fronting the door, one of them, and the other above it, rather behind, close to the wall of the garden.

Q. What had these chests been fastened with ?—They were locked with padlocks.

Q. Who had the keys of them ?—Mr. York or his servant.

Q. Did it appear to you that the locks had been forced ?—The locks had not, but the staples had been.

Q. From this hole, where the pipe was introduced, you observed these bricks removed ; what was the size of the hole ?—About the size of one of those books.

Q. Was it large enough for a man to get in at ?—Yes, it was.

Q. How far did this box stand from the hole ?—The hole is a great deal higher than a man's head, seven feet high from the ground, and there appeared, on the side of the wall, evident marks of a person getting up through the hole.

Q. How far from the place where this hole was stood these boxes ?—About six feet ; so that a person must have been in the cellar and got over other chests to have got to this.

Q. By your description I take it for granted that these boxes stood without any other boxes on them ?—There were no chests on the top of either of these of Mr. York's.

Q. Did they stand on the ground, or on other chests ?—On other chests, one of them about three feet from the ground, and the other about five feet.

Q. Then that that stood about five feet from the ground, I suppose it was necessary to get on something to open it ?—On one of the other chests. These

two

two chests were covered with matting, so that a person might have gone into the cellar several times without observing they were broke open, as the matting was replaced again.

Q. When you examined this hole, that you have described, did you observe any rubbish that were left in consequence of that?—There was an oven in the scullery, which a person had got open to get into this hole; on this oven I found mortar and rubbish, it evidently appeared that somebody had been on the top of the oven.

Q. Did you find any instrument within the cellar, by which it might be supposed that this box was broke open by?—In searching the cellar at one corner I found this hatchet or cleaver; I remember seeing it some time before, it had been laying about in the kitchen some years I dare say.

Q. Will you tell me the latest time you recollect seeing it in the cellar?—About six months ago; I am confident it was not in the cellar five months ago.

Q. Do you happen to recollect, Mr. Hemming, when Mr. York's boxes were deposited there?—On the 10th of July I believe it was.

Q. When you examined these boxes where part of the property was taken away, at which part of the cellar did you find the cleaver in?—I found it in the small cellar, near the hole.

Q. Be so good as to mention some of the articles that were lost.—I had not a list of the contents of the chests.

Mr. Knowlys. This man, I think, you say was discharged from your service on the 7th of August?—He was.

Court. Pray, sir, what day was it you first made this discovery, or went to the cellar?—He went away from me on the 7th, but I asked him to come on Friday the 9th to wait at table in the evening, to assist my servant; on that day I paid him his wages; he came about three

o'clock in the afternoon to wait, and he did wait, and he slept there that night, and went away about ten o'clock on Saturday the tenth.

Mr. Knowlys. Then this man had two clear days to have gone any where out of your reach, and on your invitation he came on the third day?—He did; he went on the 7th and came again on the 9th to wait.

Q. Now you say this cellar communicated with the back kitchen; pray how many servants may you have employed in this business of your's?—I have two others besides the prisoner at the bar, who are engaged in the actual business, two more servants.

Q. They had as much access to the cellar as the prisoner?—They had more access to the cellar than the prisoner had, because they had the keys.

Q. I believe as this communicated with the back kitchen, the servant of the house likewise knew that was the deposit of the plate?—I presume if the maid servants knew it, the men servants knew it.

Q. How many servants have you who are engaged in the business now?—Only two; I have only four servants in the whole.

Q. I believe you have an uncle of the name of Hemmings?—I have.

Q. I believe he has some concern in the profits of the business?—He is not in partnership, he has been out of business some time. I had a cousin who was in the business since, whom I presume you mean, but he has been out of business some time.

Q. I think you said you are certain that this cleaver was not in the cellar five months ago; how long it had been in the cellar of the five months you cannot tell; it may be in the cellar four months, but five months you are sure it was not; I take it for granted you know no better about the removal of the bricks how long ago this aperture was made in your cellar

cellar you cannot say?—I cannot say. I should suppose it has not been above five months ago, the very same cellar was attempted, the window was broke and one of the bars taken out; at that time there was but one chest in the cellar, and the cellar was cleared out, and strong bars put to it.

Q. Therefore the cellar having been attempted at the outside of the house, your attention, which was to make that stronger, was drawn to quite a different part of the cellar than where this hole was made?—Certainly.

Court. Mr. Hemmings, the window being repaired if the cleaver had been in the cellar then, you, or some of your people would have seen it?—Certainly, because the cellar was then cleared out.

BASIL FISK *sworn.*

Q. Do you know the prisoner Seville at the bar?—I know him very well; John Wright is his real name, as he always told me.

Q. How long have you known him?—These three years, it may be a little more, it is not less.

Q. Where do you live yourself?—Before I was taken into custody I lived at Mr. Roach's, in Pall Mall, as a porter.

Q. Did you know the prisoner when he was in the service of Mr. Hemmings? Yes, I don't know the day that he went, but he told me two or three days before he went that he was to go there.

Q. Then you knew him when he was actually in Mr. Hemmings's employ?—I did.

Q. Had you any connection with him while he remained in that service?—No, I had not.

Q. Did you visit him there?—I went to see him sometimes.

Q. Do you know a man of the name of Thornbury?—I knew him very well as an acquaintance of Mr. Seville.

Q. Did Seville at any time, and you must tell when, say any thing about what he had done in the house of Mr. Hemmings?—The first thing that ever he told me was of a tea urn.

Court. I would be glad if you would recollect the time?—He had been there about a month or six weeks, as high as I can guess, I cannot justly say to a week.

Q. What did he say to you?—He said that he had got a tea urn; I asked him afterwards how he got it? he said he got it by a hole in the wall where the plate was.

Court. Was this all the words he said, because that is an unintelligible sort of language, and must be unintelligible to you?—He said he was looking for something one day, and he got into a hole of the wall.

Q. Into the hole of what wall?—Into the hole of the wall of the house.

Q. Of what house?—Mr. Hemmings.

Q. When he told you he had got a tea urn, was that all he told you?—He said that he had got a tea urn.

Court. What was the whole of the conversation?—It was at his master's house, Mr. Hemmings, and I asked him if he could not stop in his place without doing such things as these, for he would lose his place.

Q. What was the beginning of the conversation?—The beginning of the conversation, before ever that he told me about the tea urn was, he said, that was he in my place he would never want money, he would rob my master of all the silks he could; I told him I should not do any such thing; I told him I had done too much for him already.

Q. What was it you had done for him before he went to Mr. Hemmings?—

He slept with me three nights, and the first night he slept with me he asked me if I had any money? I said, no; he said he had not money sufficient enough to go to his place, and I told him I had no money; he said I was a damned fool, for if he lived where I did he never would want money; he asked me to get some silks; I asked him what he meant? He had none that first night, the night after he came again, and asked me to get some silks; to rob my master of some silks, that was his expression; on which he had two pieces the second night, and the third night he had the same; he took them out of the shop; I was a party in that.

Q. After this what more past?—He went to Mr. Hemmings service; a few nights afterwards I went to Mr. Hemmings to see him, he told me he had sold the silks to the jew, that he mentioned that he should sell them to, and I asked him what he had got for them? and he never satisfied me, and I had two guineas in the whole from him at different times; I went after that, and he still was persuading of me to get some more silks, he told me I was a damned fool that I did not. Another time after that, about six weeks after that he went to Mr. Hemmings, he told me that he had got a tea urn.

Q. How did this conversation begin?—He said that he meant to get something of his master before he had got it.

Q. Was that his expression?—It was. After that I went again, and then he told me of this tea urn; I went one day, says I, Wright, how do you do? says he, I am very well; and he whispered to me and said that he had got some plate of his master's, I asked him what it was? and he told me that it was a tea urn; with that I told him if he could not stop in his place without robbing his

master he had better go away from him; he told me I was a damned fool, did not I think that he knew what he was about? I asked him how he got it? he said he was looking for something one day and he found a hole in the wall, and the hole was not quite large enough, and he pulled a few bricks away to make it larger.

Q. Now at that time, which was five or six weeks after he had been there, the story happened about this tea urn?—It did.

Q. You went away at this time?—I did.

Q. Did you go again at any other time?—I did in about a week, it might be a little less, or a little more, I cannot say which; he said that he meant still to get some more; that was all that passed the second time as near as I can recollect.

Q. What past after this?—I did not go any more for a fortnight after this; I told him that I did not like to come, because your master must find out this that you are doing of, and he will think that I have helped you off with it, and he said I was a damned fool; he was then saying that he wanted somebody just to take the plate off, as he should take it away, and I said don't mention that to me for I shall have no hand in it at all; then I did not go to him any more for a week; he then was telling me that he was going to put some money, twenty pounds, in the bank. About this time, it must be towards June or later, I cannot recollect the time, I cannot say the time, he said that he meant to put twenty pounds in the bank, and that he should not stop with his master but a very little while; no, says I, now you have robbed him of all you can you are going to leave him; he said, yes, did I think that he did not know what he was about? I told him

I did not know whether he did or not: Another time he was telling me, it was the day before he left his master, and there was a young man there, that was to succeed his place, he says to me, this is the young man, I don't know his name, that is to come to take my place; O, is it? says I, then I suppose you go away to night; no, he should not go away till the morning; he did expect to go away a week before that he did. I called the next day, in the afternoon about five o'clock, and I asked the shopman whether Wright was gone? and he told me no he was not gone.

Court. How came that about? did you call him Wright at the shop?—I did sometimes; and he accused me with it, why I could not keep my own counsel, and said I was a damned fool for it. The shopman said that he was not gone, but he supposed that he would not be long, I might go down stairs; I did go down stairs, and I saw him in the pantry, and I said, John, I see you are not gone yet; no, says he, but I shall not be long first, and after a few minutes talk he went towards his box, and opened it, and shewed me a coffee pot; then he came towards the warehouse, and he unbuttoned his breeches, and shewed me a handfull of spoons that were there in his breeches; they were silver spoons; if they were tea spoons they were very large spoons; I said to him, John, do not take any thing out of the house, but put them where you had them; he said no, did I think he was a damned fool and did not know what he was about? then I did not say any thing more to him about the plate at all; I stayed half an hour, and he called a coach; this was the very day that he went away, and the box was carried up, and put into the coach; the coffee pot was in the box, and he got into the coach and I wished him a good night; says he, what are you a going home? yes, says I, I am; no, says he, go along with me

to Oxford-road; with his asking of me I did go, I got into the coach; a little way from Mr. Hemmings's, Charles Thornbury stopped the coachman and got into the coach; then Seville and me, and Thornbury were all in the coach, and we went to where Thornbury did live in Oxford-road, No. 100, There we got out of the first coach, they went in, but I did not; they took Wright's box out and put it into another coach, which they called; they went into a house for a box, of Charles's, at his master's; then they got out, and got into the other coach.

Q. Who discharged the first coach? —I don't know. Then the box that was brought out of Thornbury's master's was put into this second coach, and Wright's box was put into the same coach: I stayed in the first coach while they went into the lodgings, and we all got into the second coach; when we were all in they desired the coachman to go to the French Horn.

Q. Who desired him?—One of them did, I don't know which it was. When they came there they desired the coachman to drive into the yard, and there the coach stood, and they got out of the coach, and the boxes were taken out, and I got out, and there we all went into a lower room at the French Horn.

Q. About what time of the evening was this?—About eight as near as I can guess.

Q. Now then you three, and the two boxes are at the French Horn; what day was this?—It was of a Wednesday, but I don't know the day of the month.

Q. Then when you was in the room what passed?—I said I must go home; they said, stop a little while and you shall ride home, and I did stop for about a quarter of an hour; the coach was ordered to stop by the French Horn gate; then after stopping that half hour

we all three got into the coach and left the boxes behind, and they desired the coachman to go to the Strand, just by Temple Bar, and when we got through Temple Bar they desired him to drive up to where they sold sticks and umbrellas.

Q. Where was the journey you all took together?—To the bottom of the Haymarket. Then Wright says, we are going to the Haymarket little Theatre, and if you will go back and shut up your shop, and do what you have to do and come back we will come down in an hour; I went home and did what I had to do at home; in about an hour after that I went to the little Theatre, and I saw them there again, and when they came out they called a coach and desired the coachman to drive to Brownlow-street, Drury-lane, and we went there, and then knocked at a private house door, as I thought it was, but I found it was a dancing room; we all three continued there till half after eleven; when we were coming away I said, I don't know what to do about going home, I am so late; says he, you shall go along with me and sleep at the French Horn, which I did, and the coach waited at the dancing room till we did go.

Q. Was you ever at the French Horn before?—Never in my life. When we arrived there they called for something to eat for their suppers, and then they went to bed; they all three slept there.

Q. Did Seville say any thing to you about the contents of the box?—No, nothing at all that evening; the next morning when we got up I said, I cannot tell what I shall say or do when I go home; says he, that don't matter what you say, never mind, damn it, leave your place; then they had breakfast, and they said they were going to Limehouse; after breakfast they called a coach, and the coach came into the yard, and this box that Thornbury took from

his master in Oxford-road was put into the coach; the box that belonged to Wright was left behind.

Q. Did you all three go into the coach with this box?—Yes, we did.

Q. Where did you drive?—We ordered the coachman to drive to Ludgate-street, where they each one bought a pair of boots, and John a pair of boots and shoes; they then ordered the coachman to drive to Limehouse, which he did; I asked them when they were going what they had got in that box of Thornbury's? Charles said they had got pictures. Then when they got to this place at Limehouse, they took the box out and stopped half an hour or more, and I sat in the coach all the time, they took out the box and emptied it, and brought the empty box into the coach again; then when they returned from there they went out a little distance from that, where there was but just room enough for a coach to go, the name of the place I don't know, they stopped at some house which looked like a fireman's or waterman's, I don't know which, they both of them got out and took this box with them, and went up stairs, I stayed in the coach all the time, they stopped half an hour in that house; then this box was brought down again, and the coachman brought it to the coach, and I lifted up the box and found it was not very heavy; after they got into the coach they desired the coachman to drive them to the French Horn where he brought them from, which he did; as soon as they got into the coach I said to them, what is here in this box? and they both laughed and said they were oranges; odd sort of oranges, says I, I doubt; Wright said they were the best sort of oranges; they both said so, and coming home I asked them what they meant to do with themselves? they said they meant to go to Margate, and that they should want some servant, and they found

found they could never make a *buck* of me; if I would go with them they would give me a livery coat and a hat, and four guineas a month, for they should never make a *buck* of me; then we got to the French Horn and desired the coachman to drive into the yard, and the box was taken out, and we all got out, and the waiter carried the box up, and Wright, he said, now I will go and see for Moses, for he is waiting somewhere hard by; then he went down stairs; after he had been gone about ten minutes he came back and he said that he was just at the corner of the gate, but he would not come up the yard, and he said to Charles, we must take the plate between us to him, for he will not come up; they did, they opened the box that they took from Limehouse, and they took some kind of plate, there was a silver tankard, the silver tankard they bruised together; there were two pieces of a silver dish cut or broke, I did not see it done.

Q. How did they take this away?—

John and Charles took hold of this to pull it one way, and the other to pull the handle off the tankard; I stood still, and they said, you sit still and will not help us; I said, no, I will not; Wright said don't ask him any thing about it; they could not make any impression to pull it to pieces together, so Wright put it down under his feet and pressed it together; Charles took the largest piece of the silver dish, that had been broke or cut, and put in John's breeches and buttoned them up again, and then they put some in their pockets and other parts about them, and this tankard they put it into an handkerchief; then they took what they thought they could get off without being noticed, out of the house; there was this coffee pot left, which I saw at his master's then in the box, which they did not take, and there was some other little articles left; they asked me

to take that; and I said no, I would not touch them, nor I did not; they left that behind; they put them into John's box, and they went down stairs, and I followed them a little way from the French Horn gate, there stood the jew, the same man as at the bar, Eleazar Lazarus, with a bag on his shoulder; when they all three got into the coach Wright says to me, you must not go in because the jew never saw you before, and as I would not take any thing; then I got up behind; then they drove to Whitechapel, I shewed the gentlemen the spot where they stopped, the place I don't know the name of; when they got there I got off from behind, and went the opposite side of the way to what they stopt; after they got out of the coach the jew came the same side I was of, but I don't know whether he saw me to know me or not, and he went into a house either by the corner of the street or a little way up the street; after the jew went away from them Wright held up his hand to me to come over to him and I did, and I saw no more of the jew for that moment.

Q. When you came up to Wright where was Thornbury?—Thornbury was with him.

Q. What became of the bundle?—The jew had the same bundle when he came out as he got into the coach with, and John and Charles had nothing about them.

Q. Did there appear to be any thing in that bag as he past by you?—There was something in it before.

Q. When you came to the coach to Wright and Thornbury, what they got into the coach with they had not about them, nor was it in the coach?—I did not look into the coach, they had it not about them.

Q. What became of the coach?—The coach then turned away; they discharged the coach.

P. P. Q. What

Q. What became of you, and Wright, and Thornbury?—We went to a public house just by, within a few yards of where they got out.

Q. So that the coach had stood at no particular place, only for the jew to get out?—No, at no door at all; then they went to the public house, and Wright and the landlady's boy went out, and got some beef and ham; Wright was telling me that he expected the jew every moment; in twenty minutes or less the jew came into the house, but had no bag, he had nothing that I saw; Wright asked him to sit down, and he looked very hard at me, not knowing me nor seeing me before, and he sat down; Wright asked him to eat, but he did not, he drank a little, and stopped in the house about a quarter of an hour, and he says to Wright, I want to speak to you; then Wright got up, and the jew and they both went out, and Wright was gone about twenty minutes with the jew, leaving Thornbury and me in the public house; this was between one and two at noon, as near as I can say; then when Wright came back I said, what did the jew say about me, for he seems very much frightened at the sight of me? Wright told me that he told the jew that I was his brother; soon after that they called for the reckoning, and we came away, and coming home we called another coach, about half a mile from this public house, I don't know the name of the street; the jew did not come in any more after he went out with Wright, and we all three got into the coach, and desired the coachman to drive us to the French Horn again; then afterwards at the French Horn they dined, and went up stairs, and opened the box, and took the plate that I would not take, and tied them up in a bundle; that was from the box that Wright had left; they then took it themselves; they

told me they were going to take it to this same jew that they had taken the other to; he said he was going to take fourteen or fifteen guineas of him when he returned back with this plate that I would not take.

Q. Did they go to look after this jew?—They went out of the French Horn, and I went out with them; they took the plate in a bundle tied up in a handkerchief; before they left me they said if you can get some silks of your master to night do, and the jew will buy them, and we will all set off on Monday or Tuesday next for Margate; which I told him that I should not; I wished them a good night and went home to my master's house; I lost sight of them.

Q. Did you see any more of them that day or night?—I did not see any more of them till the Saturday following.

Q. Where had you been on that Saturday?—I had been after some business in the City and I called at the French Horn, and I asked if either of them young men were at home? I was told one was at home. I went up stairs, and Wright was then in custody of the beadle of the parish; I was coming away, and he said, young man, you seem to know this young man, and I have orders to stop him, and I must stop you too; and I was carried with him to Bow-street, and we were both examined there.

Q. Do you know of yourself who was the keeper of the house at Limehouse where you went?—No, I do not know.

Q. Do you know a man of the name of Dordy?—Yes, very well; I have known him this nine or ten years; he is a gentleman's servant; I knew him when he was an apprentice, and when he was a master, he was a master baker; I knew him when he lived near Bedford-square, I know him now,

he lives with Mr. Appleton, No. 77, Hatton-garden. I went the next day to Dordy, after I had been with them on Friday, and I called on him to ask him how he did; and he was asking me when I saw Wright.

Q. Had you seen Dordy near about the time that Wright had left his master? — A little after I did; the day after I had been at Limehouse and Whitechapel I went to his house, he was a servant to Mr. Appleton, and I went to Mr. Appleton's house where he was a servant.

Mr. Knowlys. Pray where did you come from? — From Tothill Fields Bridewell.

Q. You have been there ever since you was at Bow-street? — I have been there some part of the time that I have been in custody, and some part of the time in Clerkenwell.

Q. So that in short you have been a prisoner ever since the information of your's? — Yes.

Q. I am very sorry that so much good advice as you gave this young man has been thrown away. So he came to see you at Mr. Roach's, you permitted him to sleep in the house, and the first use he made of that indulgence was that he persuaded you to rob your master? — He did.

Q. You was quite shocked with that advice? — I was.

Q. I dare say you declined all further acquaintance with the man? — I told him when he asked me that I should do no such thing.

Q. Did you tell your master? Kick him out of the house? or tell your master's servants? — No.

Q. Did you ever tell any body that he had given you that advice before you came to Bow-street? — I don't know that I did tell Dordy of it.

Q. So that you kept this snug to yourself. On the second night he came to sleep with you, I suppose you told him

as you are a man of this cast, I shall have no more acquaintance with you? — I did not tell him that.

Q. You permitted him to come and sleep in your master's house the second night? — I did not ask him.

Q. You did not tell him you are not a fit man to keep me company? — I did not. I asked the house-keeper; I did not let him sleep without leave.

Q. Did you tell the house-keeper what he had told you the night before? — No, I did not.

Q. You say this robbery of your master's was committed the second night? — The second night he had two pieces; the first night he had none.

Q. Pray who shewed him where the pieces of silk were? — He went along with me into the shop.

Q. He was the person that took the pieces? — He was.

Q. That you are positive to; your conscience would not let you take them at all? — He took them out of the house.

Court. Did you take them at all? — He took some and I took some.

Mr. Knowlys. How came you to tell us that he took the pieces, and you consented? — I said that he took them out of the house.

Q. You never gave any information of this business to Mr. Hemmings, or to any of Mr. Hemmings's servants? — I did not.

Q. You knew it for the five months that he was there? — I knew it as he told me.

Q. Even on the very day in which he was going, this person shewed you some silver, and you assisted him to take his box out of the house? — No.

Q. You see it taken out? — I did.

Q. And you followed it into the coach? — I got into the coach after the box was in.

Q. I don't know a plainer definition of following a box into a coach?

coach?—He asked me to come in as I said I wanted to go home.

Q. Pray how often was you examined at Bow-street?—I don't know.

Q. Was you ever examined at Bow-street or any other justice's office before?—No, never in my life.

Q. Now do you recollect how many examinations you underwent?—There were several examinations, and I don't know how many there were.

Q. You was examined the first time, did you tell any thing of this story on your first examination?—I don't know whether I did or did not.

Q. Upon your oath don't you know that you did?—I don't know; I cannot recollect.

Q. On your oath did you reveal this circumstance on your first examination or no?—I don't know whether I did or did not.

Q. On your oath was not your second examination finished before you gave any account of this business?—Finished!

Q. Had not you gone through your first examination before you mentioned even a syllable of this against this man?—As near as I can tell I told them all I knew on the second examination; the first examination was late, and therefore they did not stand to hear but little what I had to say.

Q. You knew that all this happened when you was first examined; had not you got through the whole of your second examination before you gave an account of this business? There is something or other I have got hold of; this examination was put off you say; what about the robbery of your own master?—I don't know whether it was or was not; first of all the foreman came to me on Sunday.

Q. Was you examined relative to the robbery of your own master, when you was examined at Bow-street?—They did not ask me, but I told them.

Q. On your oath was not the magistrate going to commit you for trial for robbing your own master, before you said any thing about this business?—They never asked me about my own master's affairs till I told them of this.

Q. You was not then going to be committed for trial?—I was, but it was on Mr. Hemmings affair.

Q. Then to save yourself you have discovered other people, to save yourself from being tried?—I accuse nobody but what is true; I knew I had not done any thing with the plate at all, and therefore I had a right to save myself.

Q. You know you are not to be prosecuted for robbing your master?—I should not have done any such thing as this if I had not been over persuaded.

Q. You know you are not to be prosecuted for robbing your own master?—I don't know.

Q. Don't you know you are not to be prosecuted?—Yes.

Q. How came you to be so long before I could get it out of you? You cannot account for delaying your answer so long.

Mr. Const. Do you remember what past at the time you was admitted to give evidence?—No, I do not.

Q. Then after being asked several questions you was told that you could not be believed, and you must be put to the bar with these two men?—I never heard any body say so as I know of.

Q. Perhaps you remember when you was asked whether the jew was the same person that got into the coach, did not you say that you did not know him at all, and to the best of your knowledge you never saw him before?—I said I had seen a man a great deal like him if that was not the man.

Q. Did you or did you not say, that you could not swear that you had ever seen him before in your life?—I did not say that I could not swear; the justice asked,

asked me to look at the man; and I said that I had seen a man a great deal like him; he told me to look at him again; then I said that I did know him.

Q. You then don't remember that he asked you three or four times before you said that you knew him?

Court. Did you ever tell them that you did not know them?—No, I never said so.

Mr. Const. Did you or did you not say that you never knew him? what was the first answer you gave?—I said that I had seen a man a great deal like him.

Court. How long was it between the time that you had seen him on the occasion you have mentioned, and the time he was brought before the justice?—This was on Wednesday, and the Thursday week following I saw him before the justice.

Q. When you saw him at the justice's had you any doubt about him?—I had a right to look at the man.

Q. You may think that you shall not be prosecuted; but if you do not make proper answers you may find yourself mistaken. When you saw him before the justice had you any doubt about him? I will have a direct answer, yes or no?—I thought I knew him; I had not much of a doubt; I had no doubt.

Q. How could you have a doubt when you had seen him but a week before?

Mr. Const. Why did you tell the justice that you had seen a man a great deal like him?—Wright says to me at the bar, this was not the man, for he had never seen the man before in his life.

Q. The question they put to you was whether you knew the man? you said that you had seen a man a great deal like him. I only ask you why you said so?—I could not be positive till I had looked at him; I had a right to look at him first, before I said it was the man.

Q. This happened on the second time you was examined?—It was the first time I saw the jew.

Q. You stood as close to him at the time you gave this answer as the next man now that stands by you?—I did.

Court. You may be sure, Mr. Const., that no jury will convict a man on this evidence, except it be corroborated.

JOHN DORDY sworn.

I am a servant to Mr. Appleton.

Q. How long have you known Fisk?—It is about thirteen or fourteen years since I first knew him.

Q. You have been in habits of intimacy with him?—Since I came to London.

Q. When was it you made application to Mr. Hemming's?—On the 10th of August.

Q. How did you learn any of those matters that you communicated to Mr. Hemming's?—By the information of Fisk.

Q. When did Fisk give you that information?—On the 9th of August.

Mr. Knowlys. You are sure it was the 9th of August?—I am.

JOHN SCOTT sworn.

I did live at the French Horn.

Q. When did you leave the French Horn?—Last Monday week.

Q. Did you know the prisoner Seville who stands at the bar there?—Yes, I saw him before.

Q. Did you ever see him at any time at the French Horn?—Yes, about five weeks ago I saw him there; I saw him in the same clothes that he has got on now he lodged there for about a fortnight.

Q. When did he begin to lodge there?—About six weeks back.

Q. Did you ever see any other person in company with him at the French Horn?—I saw Fisk in company with him at the French Horn.

Q. Did he sleep with him?—That day he did.

Q. Did you ever see Thornbury there?—Yes, sir, I did; I saw him there about

about a fortnight, the same time as the prisoner had been there.

Q. Do you recollect at any time their bringing things in a box, and other ways?—Yes.

Q. Do you recollect Fisk, Seville and Thornbury going away with a box?—I put it into the coach and carried it down stairs.

Q. Can you by any sort of means, bring to your recollection the time?—No, I cannot.

Q. You remember the circumstance of Fisk and the prisoner being apprehended?—To the best of my recollection about three days after I carried down the box.

Q. Did you ever see Fisk before that time?—No, I never did.

Q. Do you remember seeing him after?—Yes, he was there on an afternoon once, but he did not sleep there.

Q. Do you remember the day when Wright was apprehended?—I remember he was apprehended.

Q. Thornbury was not taken into custody?—No, he was not; he got away from the house.

Q. Pray did you happen to know what was in any of these boxes?—No, I did not.

Q. How large was this box?—About three feet in length.

Q. Was it heavy?—No, it was not.

Q. Was it directed to any body?—No, it was not.

WILLIAM CALLCUTT *sworn.*

I am an a driver of an hackney coach; I had seen an advertisement describing some particular people going to a particular place, I saw it on Thursday morning, nine o'clock, two days before they were taken; I found my hackney coach had been at the French Horn, I was first coach at the end of Red Lion-street at nine o'clock, the watchman ordered me to turn round to the French Horn gateway; then there was an hostler ordered me to pull into the yard; I pulled up to the coffee house, and the

waiter brought me a deal box out, Scott brought a deal box out, and I put it into the coach, then he stood at the door and three men came, two drest like brothers.

Q. Look at that young man at the bar?—That is one of them, and Fisk is the other, there was a third; I carried them to Ludgate-hill, and there they got out and they bought two pair of boots, and I went to Three Colt-street, Limehouse; I stopped at a house there about five doors down behind the church, as nigh as I can guess, and there the two brothers got out, and they ordered me to give them the box out; I carried it out and gave it them into the parlour, and I came out and minded my horses; the two brothers went into the house, they stayed in about three quarters of an hour, and they hallooed coachman to come and take the box in again, they ordered me to go down London-street, Ratcliff-cross, to turn on the left hand, and go to the bottom of the next street on the left hand; then I turned on the right, and went to the bottom of that; then I went to the left into Tiles Alley, to a fireman's, belonging to the Sun Fire office where I stopped; the same two young men got out, and they ordered me to take the box out again; I did so, and put it into the passage of that house, and they stayed in the house about a quarter of an hour.

Q. After this quarter of an hour had past what happened then?—They called me again to take the box into the coach the second time, and they got into it again.

Q. Where did they direct you to go then?—Back to the French Horn; I went up into the yard again into the same house; they got out, and two men came and took the box, and there one of the brothers came out, and asked me what my fare was?

Q. So all this time Fisk remained in the coach, and never got out at all?—He never got out at all.

MARY PEACOCK *sworn.*

I keep a house in Three Colt-street, Limehouse; I know the young man Seville at the bar, I saw him twice at my house; he came to see Charles James Thornbury, they past as brothers.

Q. Did Thornbury lodge at your house?—Yes; he worked along with my husband at one Mr. Mitchell's, a rope maker at Limehouse.

Q. Do you remember their coming in an hackney coach to your house?—Yes, I saw him about the 8th of August, they came to my house and brought a box with them, they had inside the box a bible and four numbers of publications, and several pictures of his own drawing as he said.

Q. How long did they stay?—They did not stay half an hour at the outside; they emptied the box, this Charles Thornbury put a blue coat in it, and then put the box into the coach and went away from my house; when the gentlemen came to search the house, to rummage the house, I recollected the gentlemen then, there were several then came together, when they came into the house they did not tell me their business, they searched the house every where.

Q. What day did they come?—I cannot tell what day particularly.

Q. What did they find?—They found nothing at all just then; I delivered some labels to them; I dare say they are silver; I delivered them to the officer; then there labels were left in this Thornbury's room, in a box, and he was absent from the room three weeks.

Q. Did you see the prisoner with Thornbury in that room at all?—Never at all; he came there but twice, he past as his brother, they said they had got very good friends, and an aunt particularly that used to buy them new clothes.

MILLER *sworn.*

I am the officer who apprehended Seville at the French Horn, Holborn; I search-

ed him and found on his person twenty guineas in a purse, a ten pound bank note; then I took his watch, a silver watch and a gold seal, out of his coat pocket, and underneath that was ten guineas lapped up in a bit of paper; after that, in the presence of Mr. Hemming and two or three others, I searched his box, in that I found another silver watch, and a gold seal, and a silver thimble; after making that search I took him down to the office in Bow-street; after that I went to Limehouse to Mrs. Peacock's, when I went to Mrs. Peacock she said there were six things belonging to bottles, which she gave me down from the shelf.

THOMAS COPE *sworn.*

I live with Mr. John York.

Q. Do you recollect packing up any plate and sending it to Mr. Hemming's, the silversmith?—I took it to Mr. Hemming's the 10th of July, and saw it locked safely in the room, the chest was locked when I took it, and I saw it locked up in the strong room of Mr. Hemming's; there were seven labels in the chest, (the seven labels found in Thornbury's lodgings shewn him,) these are the seven labels which I found in the chest; I know them by the number of them, the names of the wine, and the pattern of them; I verily believe they are the same; I have had them in my hand a number of times.

Jury. Was there any particular mark in any one of them that you could know them by?—Not that I ever observed.

Q. Were they lapped up in such paper?—To the best of my knowledge they were.

Court. Have you found any or either of the articles in the indictment?—No.

Q. Were there two boxes or only one?—Two boxes.

Q. Can you tell us any of the things that were in the boxes.

Court

Court to Mr. Hemming. What do you think the bottle labels are worth?—Ten shillings the whole.

Mr. Fielding to Mr. Hemming. Do you know any other articles that are lost?—Yes, a great many; all the things were not gone out, only the things in the indictment.

Cope. When did you examine the plate?—When the robbery was made known.

Q. How many candlesticks were missing?—Four of one sort, worth four pounds; four table spoons, worth three pounds; a silver tankard worth five pounds, &c.

Prisoner. I came from a place called Bedford, in Norfolk; from there I went to counsellor Mingay's service, there I lived near three years; from there I went to alderman Macaulay's; from there to alderman Swain's lady; from there to Mr. Hemming's. In these different places I have given the greatest satisfaction.

WILLIAM VAUGAN *sworn.*

I lived as butler to Mr. alderman Macaulay; he lived in my master's service about six months; he left us about twelve months ago; he had the care and charge of the plate during my absence, and had the cleaning of it, and did the business of a footman; he maintained that kind of character that young men do.

Q. Did he bear a good character in that place?—As to the point of honesty there is not any thing that I can swear to.

The prisoner called two other witnesses to his character.

Jury. On what day did Fisk go through his first examination?—On Monday the 12th of August.

John Seville otherwise Wright
GUILTY. Death.

Eleazar Lazarus. Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

636. ELEAZAR LAZARUS was again indicted for receiving stolen goods, on three other indictments and acquitted.

637. EDWARD BARNES was indicted for stealing, on the 27th of June, in the dwelling house of George Rutton and George Chapman, a bank note, No. 8,594, dated London, April 29th, 1792, value one hundred pounds, the said note at the same time, being the property of the said Thomas Rutton and George Chapman.

Indicted in a second COUNT for stealing a like note, value a hundred pounds without particularly describing it.

(The case was opened by Mr. Const.)

GEORGE FLUDYER *sworn.*

On the 27th of May last, I paid a bank note of the value of a hundred pounds, No. 8,594 to Mr. Chapman, in his counting house; the transaction took up some time, as I had considerable change to take, and when he had done I left the counting house, and he left the bank note on the bridge of his desk and went out; the desk stands in the counting house, the counting house is a slip taken out of the shop.

Q. Did the desk stand so as any body might see the note in the street?—I should think so; it was about a yard and a half from the street; Mr. Chapman had taken down a tin box to give me the change, but whether he put the note there again I am not sure, he put it under a weight on the desk; I then left the desk, and he followed me out of the counting house, but I do not recollect whether he went with me to the street or not; I was returning home from the house of commons about four o'clock that same afternoon, and Mr. Chapman asked me if I could furnish him with the number of the note? I told him I could, and gave it him, No. 8,594.

Mr.

Mr. Knowlys. Did you do that from a memorandum?—I did. As I paid the notes away I wrote down on the original memorandum that I made of the notes when I received them, the parties to whom I paid the bank note, and I can swear to the bank notes from the memorandum.

Mr. Const. I understand it is this, on paying the bank note, you made that memorandum you have now about you?—No, I have only a copy of it.

THOMAS CHAPMAN *sworn.*

I am in Partnership with Mr. Rutten, in Charing Cross.

Q. Did you receive a bank note of Mr. Fludyer on the 27th of May?—I did; as soon as I received the note I put it into a tin box, among a number of other notes, while I was giving Mr. Fludyer change I put this tin box with the notes on the ridge of the desk; when I had given him the change he went out and then the men came in, I don't know whether they were five or six, they engaged my attention by asking for many things which we did not deal in, and particularly engaged my attention, and stood close by the counter, and I believe it might take up about ten minutes when these men went out; and then I returned to the counting house, and looked at the tin box on the desk, and found it was empty of its contents, not the whole of its contents, but part of its contents, about seventeen hundred and twenty pounds; there was a bank note of a hundred pounds; there were bills and notes to the amount of seventeen hundred and twenty pounds; I sent some of my men out a little while, but I found that was of no consequence; I took my bill book down, and took the number of them all, and went away immediately to Bow-street, I have not traced the bank note as yet; I heard of it on the King's birth day;

I then went to Bow-street, and I had no knowledge of the prisoner's person; this was between two and three o'clock.

Court. Whose dwelling house is this?—I live in the dwelling house; it is the partnership account.

Q. Whose dwelling house is it?—Mine only. Mr. Rutten lives in Parliament-street.

THOMAS MOSS *sworn.*

I am a watch maker, on Ludgate-hill.

Q. Do you remember the prisoner at the bar coming to you?—I am not sure it is the prisoner at the bar, I have a doubt whether it is him, or not.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice GROSE.

638. RICHARD GOLDING was indicted for stealing, on the 17th of August, two yards of cloth, called hessian cloth, value 1s. 4d. two pounds weight of hyson tea, value 16s. six pounds weight of mace, value 18l. twenty-six pounds weight of nutmegs, value 30l. twenty-one pounds weight of raw sugar, value 8s. the goods of Harriot Frampton and John Thompson.

(The case was opened by Mr. Knapp.)

JOHN THOMPSON *sworn.*

I am in partnership with Harriot Frampton, we are wholesale haberdashers, and in the tea line, No. 34, in Leadenhall-street; I know the prisoner at the bar, he was a porter in the tea warehouse.

Q. Did you, in consequence of any suspicion of the prisoner at the bar or any body else, go any where with a constable?—I did.

R r

Q. I

Q. Where?—I went to his lodgings in St. Mary Axe; he was then in custody.

Q. When was it you went to the prisoner's lodgings?—The 17th of August.

Q. How do you know they were the prisoner's lodgings?—There was his wife there, and I asked his wife.

Q. Did you ever hear the prisoner say any thing about his lodgings?—I did not; I went there supposing it to be the prisoner's lodgings.

Q. And what did you find there?—I went there, looking into his box I found two pieces of hessian cloth; it was in a box under a turn-up bedstead in these lodgings.

Q. Do you know to whom that hessian cloth belonged?—I did not know till I ordered the constable to take it home, when it was at home me and the constable compared it together with what I had at home, to see if they corresponded in the cutting and parting, they did exactly.

Q. Was you enabled to say, from the correspondence of these two pieces of hessian cloth found at these lodgings, that they were your property?—They fitted.

Court. How long before this day had you seen the hessian cloth together?—I had not seen it in one piece a long time; I don't remember only cutting off eight yards.

Q. Had you ever seen it in one piece?—Yes; I bought it myself; the piece was upwards of thirty yards, there has been at times cut off more than twenty yards, I never cut off any only eight yards when I bought it.

Q. What quantity did you find at the prisoner's lodgings?—One piece containing about four yards, and the other about two yards.

Q. Were they together?—They were in the box together.

Q. Did they seem to tally one with the other?—They did.

Mr. Knowlys. The piece you found in the prisoner's room is the width of your piece?—It is.

Q. And that is the general width that cloth runs? how many pieces of this had been cut off by your foreman, or by your porters for your use you cannot say?—The foreman is here.

Court. Have you any other reason to say that it is part of that piece than, because it is particularly of the same width?—I have no other reason.

Q. Then all that you can say is that it was of the same width as that you have.

Mr. Knapp. Was there any other mark by which you knew the hessian cloth?—None but by the cutting off.

Not GUILTY.

Tried by the London Jury before

Mr. Justice GROSE.

639. JOHN WELLS was indicted for stealing, on the 28th of August, five tallow candles, value 4d. the goods of Harriott Frampton, and John Thompson.

(The case was opened by Mr. Knapp)

WILLIAM FRAMPTON *sworn.*

I am clerk to Messrs. Harriott Frampton and John Thompson; they are wholesale grocers and haberdashers, in Leadenhall-street; the prisoner was a porter to our warehouse. On the day laid in the indictment we missed five candles, they were counted about five minutes before the prisoner went out of the warehouse; in consequence of the candles

candles being missed I ran out and called to the porters to come back, the prisoner was one, the prisoner pulled the five candles out of his pocket immediately. The candles were taken out of the warehouse.

Q. Had you seen yourself what number of candles were in this box?—I had not.

Mr. Knowlys. We have just heard a prosecution a little while ago of a piece of hessian cloth, I believe you never saw such five candles in your life, they are all broke in pieces?—They were all whole when he gave them me.

Q. I don't know how long this man worked for you?—About four months.

Q. I believe he has a pretty large family?—I don't know that he has any; he is a married man.

Q. I believe you do now and then allow these men to take a candle?—I don't know that we do.

ANTHONY BRUFF *sworn.*

I am a warehouseman to Messrs. Frampton and Thompson.

Q. Do you know of any candles being lost?—I do; I saw ten candles in the box, and in about five minutes afterwards I found five out of the ten gone, in consequence of that I informed Mr. Frampton immediately.

Mr. Knowlys. How far was this from the warehouse where this man was taken back from?—About twenty yards.

Q. This is a common course warehouse candle, four-pence is the very utmost value of them?—I cannot say whether it is or not; I am not a tallow chandler.

The prisoner called one witness who gave him a good character.

GUILTY. (Aged 34.)

Imprisoned six months in the House of Correction, and fined 1s.

*Tried by the London Jury before
Mr. Justice HEATH.*

640. DANIEL SERJANT was indicted for stealing, on the 6th of August, eighteen ounces weight of congou tea, value 4s. the goods of the united company of merchants trading to the East Indies.

(The case was opened by Mr. Knapp.)

JEREMIAH DICKSON *sworn.*

I am a customhouse officer attending at the East India warehouse.

Q. Who was with you, on the 6th of August?—One of my partners, Tarratt, was with me; the prisoner at the bar was there, he is a labourer, employed by the East India company.

Q. What was his employment that day?—I don't recollect.

Q. Did you see him that day; and tell us what you observed?—I examined all the men that came out of the warehouse, and I searched him, and I found something bulky with my hand passing, and I gave it a pinch with my hand, and I found it was tea, and I called to Tarratt, my partner, to come down to the counting house.

Mr. Knowlys. Do you know what warehouse this man was employed in, the bohea warehouse or congou warehouse?—I don't know there is any such distinction.

Q. Did you search this man when he went in?—No.

Court. He may carry in as much tea as he pleased, but they must not carry any out.

Q. Do you know whether any tea was lost that day?—I cannot say that.

WILLIAM ROBERT TARRATT *sworn.*

Q. Did you examine the prisoner in the counting house?—I did, and examined him before he came into the warehouse, under the gateway.

Q. Was it at the request of Dickson, the last witness?—It was.

Q. What

Q. What did you find on him?— I found a bulk between his legs; we said you have got something between your legs that does not belong to you; on this he took out this bag of tea.

Q. Have you looked into that bag?— I have; it is congou tea.

Mr. Knowlys. Do you know in point of fact whether there is a distinct warehouse for the congou?— No, congou, bohea and greens, are all in the same warehouse together in Fenchurch-street.

Q. Can you undertake to say that tea was lost out of the chests?— It is impossible where there are so many thousand chests open.

Prisoner. I shall give the matter just simply as it occurred, and begin with my coming to the warehouse. On the 6th of August I met with a man whom I knew perfectly well, whose name is Underwood; he entreated me much to go with him to drink some brandy and water; I told him I should be too late for the warehouse; he said he had known the time that I would not mind loosing a day to go with him; I told him I was now married, and had left off all that sort of fun; you married? says he; yes, I am, says I; then says he, I will give you a portion of tea; he pulled out a bag, and it burst; I said I had got a bag which I usually put my breakfast in, and I put it into this bag, and went into the warehouse. I am in a very disagreeable circumstance; I have been swindled by two attornies out of six guineas, who ought to have subpoenaed my witnesses, but they have not; but I have those here who will give me a character.

The prisoner called two witnesses who gave him a good character.

GUILTY. (Aged 40.)

Imprisoned six months in the house of Correction and fined 1s.

Tried by the London Jury before
Mr. Justice HEATH.

641. DAVID DONOUGHTY was indicted for feloniously stealing on the 2d of September, a silk handkerchief, value 4s. the goods of Robert Bucannan.

ROBERT BUCANNAN sworn.

I am a wine merchant; I lost a silk handkerchief on the 2d of September; I was walking in Lombard-street, it was four o'clock in the afternoon, I had put it into my pocket about an hour before.

Q. Did you miss it when it was taken?— I felt my coat pulled behind me, and I turned about and I turned round, and the prisoner dropped a silk handkerchief; a constable came up and I gave it to him, and he has it.

Q. How far was the prisoner from you?— About two yards.

Q. Was any body near you besides the prisoner?— There was one man stood by him, that he meant to give the handkerchief to.

GEORGE WINTER sworn.

I am a constable; I have got an handkerchief which the prosecutor gave into my possession and have had it ever since.

Prosecutor. I am positive about my handkerchief; I had my pocket picked about an hour and a half before this; there are three little holes in it.

Prisoner. I will be much obliged to you my lord to hear me. He asked me for two handkerchiefs that he had lost on Ludgate-hill two hours before; the constable would not take charge of me till he broke the handkerchief out of his pocket, tied by a piece of tape; directly as he collared me, he says, I will be revenged now for the two handkerchiefs I have lost. I am innocent.

Court to Prosecutor. Was it separated from your pocket?— It was not entirely separated, it was on the ground, but it was tied to my pocket by a bit of tape.

Not GUILTY.

Tried by the London Jury before
Mr. Justice HEATH.

JOHN

642. JOHN COX was indicted for feloniously breaking and entering the dwelling house of Catharine Pyott, between the hours of ten and two on the 2d of July, no person being therein, and feloniously stealing, six silver tea spoons, value 6s. a garnet ring, set in gold, value 2s. a hair ring, set in gold, value 2s. a pair of garnets, set in gold, value 6s. a pair of silver shoe buckles, value 5s. a pair of stone shoe buckles, set in silver, value 5s. a silver butter boat, value 1l. six silver table spoons, value 3l. a pair of silver tea tongs, value 10s. and one silver tea strainer, value 2s. and one guinea and a half; the goods and monies of the said Catharine Pyott.

(The witnesses examined separate.)

CATHARINE PYOTT *sworn*.

I live in Bowling-alley, White-cross-street, in St. Giles's parish, without Cripple-gate. My house was robbed the 2d of July between the hours of ten and two; I have been a widow these thirty years; I have no family nor servant; I left my house at ten o'clock, and was at home by two; when I went out I double locked all my doors, and locked all my drawers, but he had a key to let himself in, he was a lodger in the house.

Q. How did you find your house at your return?—All fast.

Q. Did you perceive afterwards that any part had been broke?—I went to my drawer where the money had gone out, and when I missed my money I flew to my drawer where the plate was, there was gone one guinea in gold, and half a guinea and five shillings and six-pence in silver, a silver butter boat, and six table spoons, six tea spoons, tongs and strainer, two gold rings, a pair of ear rings, and two pair of silver buckles.

Q. Is any part of it here?—No.

Q. Do you know the prisoner at the bar?—He was my lodger for three

weeks; he came to live with me the first of June, and the second of July the robbery was done.

Q. Had he quitted his lodgings before the robbery was committed?—No.

Q. Had you entrusted him with the keys of your house?—Nothing but the key of the street door to let himself in with, because his wife said that he must have a street door key, but he had no other keys.

Q. When did you see the prisoner the last time before your house was broke open?—I saw him the day after, and I saw him on the Sunday before the house was broke open, on Tuesday morning.

Q. Have you any thing to charge him with?—I charge him with the whole of the robbery.

Q. What is your reason?—His wife, on Saturday night, came to me and begged me to lend her a guinea; and I went to the drawer where the plate was and she see all the plate in the drawer.

Q. Are you sure that nobody else was in the house but the prisoner?—No.

Mr. Peat. So it seems you gave these lodgers of your's a key of the street door?—Yes.

Court. Was any door broke open of the house?—No, they were all locked again.

Mr. Peat. You had other lodgers in the house?—One, a man and his wife, who, I believe were all connected together.

Q. What was the lodger's name?—Lovatt.

Q. Had Lovatt a key?—He had a street door key.

Q. You charged Lovatt with the robbery?—No, I do not.

Q. Did you any time charge him with it?—No, never.

Q. What

Q. What passed about a glove in in Lovatt's room?—The half dozen of spoons were in an old leather glove, and I found it in Lovatt's room.

Q. You found the glove in Lovatt's room, and the magistrate told you he would not commit any one person on your strange story.

Court. Did the justice commit John Cox?—He did.

Mr. Peat. Did you charge Lovatt with this offence before the magistrate?—I did not.

Q. How came the glove before the magistrate?—Lovatt's wife was before the magistrate to give an account of the glove. I charged her with the glove because she acknowledged that they cleaned the plate in her room, and they cleaned the plate with it, the half dozen table spoons were in it, but nothing else.

Q. You have some person, some friend that you have made a legacy to, that you have left your effects to?—I have people to leave them to when I die.

Q. Has any body persuaded you to commence this prosecution against this man?—No, nobody in the world.

Q. Does your street door stand open in the day time?—No, I never suffer it to stand open.

Q. Does persons go forward and backwards to the lodgers?—No.

Q. What have they no intercourse?—I had no person come after them during the small time that they were in my house; Lovatt's daughter came, but I know of no acquaintance.

MARGARET GRINDLEY *sworn.*

My husband is a cooper, and lives in Old street-square. This Mrs. Pyott came up to our house one day and said that she was robbed, and cried sadly, and begged I would come to her house, and she told me she had been robbed by her lodgers; when I came down to the house

I met Mr. Cox's wife; Mrs. Pyott got bills and printed them and sent them about, and we went to different pawnbrokers to enquire whether we could hear any thing of the plate, we could hear nothing of the plate that day; Mrs. Pyott gave charge then; she suspected Mr. Cox and his wife; the next day I went to the pawnbroker's, in Bishopsgate-street, and when I came there I gave Mr. Davis's man a bill, and asked him if any thing of them had been offered to be pawned or sold.

Q. Did he deliver you any thing?—No.

JOHN KING *sworn.*

On the 3d of July I was desired to go and look at a house that was robbed, Mrs. Pyott's, I suspected that the house had been robbed by somebody that lived in the house; then I took up the prisoner's wife and another person, I put her in prison and I caused a detainer to be against him, and I found him in prison; Thursday morning we went before a magistrate, he said he knew nothing about it; I told him that I had information that he had known it for he was seen going to a certain public house in Moorfields. I went to a pawnbroker's, one Mr. Davis's, in Bishopsgate-street, and got some silver spoons; I searched the prisoner's room and I found the key that locked the cellar door where Mrs. Pyott locked her keys up.

Court to Mrs. Pyott. Do you know whether the key of your street door would open your cellar door?—No. It is a small key.

Q. Did you ever trust them with the key of the cellar door?—No never, these were the keys that I locked my door with.

Court to King. Did the pawnbroker tell you that Cox had been there?—The pawnbroker said he knew the man.

JOHN

JOHN NEWMAN *sworn.*

I am a constable. On Monday July last, Mrs. Pyott sent to me, and informed me that she had been robbed; I went and got some hand bills, Cox was not at home, Cox's wife was at home and another woman that lives in the one pair of stairs, and she wanted me to take charge of the two women; I said, if Cox came home I would take charge of him, but we had better leave it alone for fear we should be wrong. The next morning I went in company and took the two women, they were taken before Sir William Plomer; I enquired of Mrs. Pyott whether Cox had come home; she said he had not, and I happened to sit up in the watch-house that night and I went to the compter in the morning and enquired whether Cox had been to see his wife; I laid a detainer against him, and the next morning when I went to fetch the two women out he was there detained.

ANDREW PUPARD *sworn.*

I am a servant to Mr. Davis, the pawnbroker; I produce some spoons, the prisoner brought them between one and two, and desired to have them weighed they were six table spoons, there was three letters on them; as soon as he had them weighed and I had returned them to him again, he said that he had laid a wager that they weighed eighteen ounces, and they weighed but sixteen.

Court to Mrs. Pyott. What marks had your spoons on them?—G. C. A. for the man's and woman's name, Charles Glas and Ann Glas.

Court to Pupard. Do you remember whether the letters G. C. A.?—I cannot recollect.

THOMAS SMART *sworn.*

I am a pawnbroker; I know the prisoner.

Prisoner. He has been in court while three witnesses were examined.

Court. Then I cannot receive his evidence.

Not GUILTY.

Tried by the London Jury before

Mr. Justice HEATH.

643. CATHARINE DUNBAR was indicted for feloniously breaking and entering the dwelling house of Michael Dedds, about the hour of one in the afternoon on the 27th of July, no person being therein, and feloniously stealing a cotton gown, value 10s. a cotton counterpane, value 5s. two linen shirts, value 6s. a linen shift, value 2s. a pair of leather pumps, value 7s. the goods of Michael Dedds.

HANNAH DEDDS *sworn.*

My husband is a day labourer, he lives at No. 2, Little Britain.

Q. Does he keep the house?—The house is all let out in lodgings; the landlord has no part.

Q. Was your house broke in July last?—It was. On the 27th of July last I went on an errand between twelve and one in the day; I left nobody in the house, I locked my door after me; I was out about ten minutes, I returned and found my door open, and the prisoner at the bar inside of my room.

Q. What had she with her?—The articles mentioned in the indictment, a cotton gown, which the prisoner at the bar had in her apron; a cotton counterpane; two shirts, and a shift; I left it to the mercy of the court to value them as they please; they are not new; she was in the inside of my own room, and the door shut after her; she had got all the things in her apron; she said she had nothing belonging to me, and I was obliged to my neighbour's assistance, she came in

and

and made her leave the property behind.

Prisoner. Were did you find your property?—In your apron.

Prisoner. I had none of your property.

ELIZABETH SAVILLE *sworn.*

I am a neighbour of Hannah Dedds; she called for assistance, and I ran down stairs directly; this woman had got the property in her lap.

Court to Prosecutor. Were the pumps your's?—Yes.

Prisoner. That gentlewoman goes off out of the house, and in a little time she returned and said I was going to rob her house. As I am a living woman she saw no property with me; certainly the things were together there, but I never had them in my possession. I work very hard for three fatherless children since I buried my husband; I have no witnesses.

Court to Prosecutrix. Was it your own lodging door that you locked?—It was.

Prisoner. It was a one pair of stairs room, I saw a woman go in and run out in a minute.

Court to Prosecutrix. Did you find any key on her?—No, I did not

GUILTY,

Of stealing but not of breaking and entering. (Aged 40.)

Court to Prisoner. Are you a married woman?—I am a widow, my husband is dead and I have three children.

Imprisoned six months in the House of Correction and fined 1s.

Tried by the London Jury before

Mr. Justice HEATH.

644. JOHN EDWARDS was indicted for stealing, on the 9th of July, a

quartern loaf of wheaten bread, value 6d. and a quartern brick of wheaten bread, value 6d. the goods of John Johnson.

JOHN JOHNSON *sworn.*

I did not see any thing of the robbery.

EDWARD JOHNSON *sworn.*

I am servant to John Johnson, when I was in serving Alderman Boydell I missed two loaves.

Q. Was you carrying bread about in your basket?—Yes.

Q. What do you know of the prisoner taking them?—I saw him coming down Ironmonger-lane with the two loaves under his arm.

Q. How do you know they are the same you lost?—By many things.

Q. How soon after you had lost them did you see them?—Not above five minutes.

Q. Was the prisoner going towards your basket or from your basket?—Coming to me.

Q. What distance was he from you?—He was close by me, coming to me when I saw him.

Q. How far is your master's shop from the place?—About thirty yards, not more.

Q. Did not the prisoner appear to be coming from your master's shop?—No, sir.

Q. Why did not you stop the prisoner?—I did not see him take the bread.

Q. Did you see the prisoner before or after you found the bread was missing?—After I had found the bread was missing.

Q. Why did not you seize the prisoner?—He was seized before I saw him.

Q. Did you see the bread?—No other-wise than in the man's hand. He was taken up for stealing the other man's bread.

Q. Can you swear positively to your bread?—Yes.

Prisoner.

Prisoner. What were the marks?— There were no particular marks that I know the bread by, but I know the quality of bread.

Not GUILTY.

*Tried by the London Jury before
Mr. Justice HEATH.*

645. JOHN EDWARDS was indicted for stealing, two quartern bricks, value 1s. the goods of Thomas Lott.

THOMAS LOTT *sworn.*

On the 9th of July last the prisoner was brought to me.

JOHN CHAMBERS *sworn.*

I am Mr. Lott's servant; I lost two quartern bricks; I left my basket in the street, and I went into a house, and was absent about five minutes; when I came out I missed two quartern bricks; I saw the prisoner afterwards with them; he had them on him when I saw him, which I suppose was in five minutes afterwards; the bread was under his arm; there is a hole in the bottom of our oven, and we were obliged to put a tin to keep the bread out of the hole, and these two were baked on the tin.

Q. Do you know whether any body see him take them?— He was stopped by my fellow servant.

Lott. I can swear to the loaves; I generally set my bread out myself, and these two were particular loaves and joined together.

Court to Chambers. When you saw these loaves under his arm was the prisoner in custody or not?— He was in my fellow servant's custody.

JOHN PATERSON *sworn.*

I have known the prisoner this seven months; he is one of our watchmen belonging to St. Bride's, and he belongs to

the India House, he was very much hurt at his wife losing the use of one side, that was the occasion of his coming on the watch to work night and day to support her.

WILLIAM GREEN *sworn.*

I have known him eight months; I never knew but he was a very honest man; I am a constable likewise of St. Bride's.

Prisoner. That bread that I got I had bought, and was taking it home to my family.

Court to Chambers. What did he say at the time? did he say that he bought it then?— He did not.

GUILTY. (Aged 28.)

Imprisoned twelve months in the House of Correction and fined 1s.

*Tried by the London Jury before
Mr. Justice HEATH.*

646. JOSHUA DANIELS was indicted for stealing, on the 16th of August, a silk handkerchief, value 6d. the goods of Henry Huddy.

HENRY HUDDY *sworn.*

On the 17th of August I was crossing John street, Crutched friars, Aldgate, a little after twelve o'clock, I thought I felt something at my right hand pocket; I put my hand into my pocket and immediately turning round I saw the prisoner running across the way; I missed my handkerchief; I then ran after him, and thought it was best to call stop thief! and on my calling stop thief, he put his hand into his right hand pocket and threw it into the kennel; a great many people were following me at that time; I suppose he ran about fifty yards before he was stopped; I then took him home and got a constable.

ble, and desired the constable to take him before the Lord Mayor; he was out of my sight after he dropped the handkerchief, turning a gateway, but not above half a minute.

Q. Are you perfectly sure, as you lost sight of the boy, that is the lad that took your handkerchief? did you see him taken?—I did.

Q. Was he running when he was taken?—He was.

Q. Who picked up the handkerchief?—I picked it up myself.

Q. Was it your's?—It was; I knew it by three or four particular marks upon it.

Q. Have you the handkerchief here which you have kept from that time to this?—Yes. (Produced and deposed to.)

Prisoner. Ask the gentleman whether he felt my hand in his pocket?—I did.

THOMAS TRIVERS *sworn.*

I am a carpenter and constable; the gentleman knocked at my door, and I took charge of him and took him before the sitting Alderman; he ordered me to search him; I found two silk handkerchiefs on him; they neither of them belong to this prosecution; one of those silk handkerchiefs he desired to have about his neck, and the other I took into my custody, which I have got now; it has been marked and the name is cut out.

Q. Did Mr. Huddy leave his own handkerchief?—I had it in my possession, and gave it to him to day; I kept it till now.

Prisoner. I was going to my aunt's, in Tumble-alley, Mrs. Cohen, and I suppose this gentleman lost sight of the other person that picked his pocket and he caught hold of me, and took me before my Lord Mayor, but I know nothing

gentlemen, about it, nor never see him in my life; my witnesses have been here all day, but it is fast day now.

GUILTY. (Aged 19.)

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER.*

647. JANE ADAMS was indicted for feloniously stealing, on the 8th of September, one guinea, four shillings and six-pence; the monies of Charles Wright.

CHARLES WRIGHT *sworn.*

I am a single man; I was going along up Ludgate-hill, this woman got hold of me and asked me to go along with her; it was about half after twelve o'clock, I believe the 8th of this month of September, the woman got hold of me and asked me to go along with her, I refused her, I said no, I would not, with that she said I had better, and I felt her fumbling about my breeches, I pushed her hand away, and desired her to be quiet; she came up to me again, and said I had better go, and began fumbling about my breeches again, and by some means she got her hand into my breeches pocket, and she took a guinea and some silver out of my pocket.

Q. Did you perceive the money go?—I did not perceive her take it out, but I felt the money go from me,

Q. Did you see the money in her hand?—No, I did not see the money in her hand, I got hold of her and she called out watch, and the watchman he came up, and I gave charge of her directly.

Q. Was she examined?—Yes, at the watch-house.

Q. Did you find any money on her?—Yes, a guinea, and two shillings in her

her mouth; I saw it taken out of her mouth, she was further searched and there was two shillings and six-pence found about her.

DANIEL GERMAIN *sworn.*

I am a watchman on Ludgate-hill; I was on the beat when this man was robbed, and I heard the watch cried, and I ran down and this gentleman gave me charge of the woman for robbing him of a guinea and some silver; I brought her to the watch-house and saw her examined, there was a guinea and two shillings got out of her mouth; we quitted the room, and then she was more strictly examined, and there was an half crown found.

Q. Then the last witness did not see the two shillings and six-pence taken from her?—The other witness was present but I was not present.

Q. What was done with the guinea and two shillings?—The constable of the night has got it, he is here.

Q. Did she give any account of this money?—She made some equivocation about it, she said that she got it of some friends and relations of very great property.

THOMAS WARREN *sworn.*

I am one of the beadles of our ward, and I was officer of the night, between the hours of twelve and one the prisoner was brought in and charged with robbing the man of a guinea and some silver, and he said that there were two remarkable pieces, a shilling and a six-pence, when they brought her in I saw her dribbling down the mouth, and I suspected she had got it in her mouth, I searched her and found she had it, and at last with a deal of trouble, I got one guinea and two shillings out of her mouth, she had two pockets on, and out of her pockets I took the money out myself two shillings and six-pence, which answered the description the man gave me of the six-

pence, it was a new six-pence with a hole punched just at the edge of it quite through, the shilling was stamped with a letter A in the middle of it; she said she had received some money of some man coming along, and she put it into her mouth for fear of being robbed to take care of it; I have got the money about me. (Produces it.)

Q. How much of that money can you swear to? what do you know the shilling by?—By the letter in the middle.

Q. How do you know the six-pence?—It being a new six-pence and a little hole in the edge.

Court to Prosecutor. When had you last seen your money before the girl had taken it from you in the course of that day?—I don't know that I had it out since I put it in my pocket in the morning.

Prisoner. I had been down to Gravesend along with a young man, and he took his money and he gave me a guinea and some silver; I came from the Gravesend boat, and going along I met that young man and he told me he would give me six-pence; I told him I would not oblige him for six-pence; so with that he gave me a shilling; he wanted me to have connection with him in the street; I told him I would not except he would go home with me; he said then he would be revenged, he called out watch; and said he was robbed; with that I was taken to the watch-house, and the constable of the night took one guinea and two shillings out of my mouth; he gave me the six-pence and the shilling for obliging him, but I would not oblige him in that place.

Court to Prosecutor. On your oath did you give her this money?—No.

GUILTY. (Aged 40.)

Imprisoned six months in the House of Correction and fined 1s.

Tried by the London Jury before

Mr. RECORDER.

JANE

648. JANE LLOYD was indicted for stealing on the 6th of September, a copper tea kettle, value 1s. the goods of Samuel Peyton.

SAMUEL PEYTON *sworn.*

I am a brazier and tin man; I lost a copper tea kettle on Friday the 6th of September; I saw the prisoner brought into my shop after she had taken it in the forenoon about eleven o'clock.

Q. Was the property on her when she was brought in?—Yes, in her hand, and she put it down in the shop when she came in; I can swear it to be mine, being one of my own making, and by putting it out of doors not above two hours or two hours and a half before the woman took it.

Q. Was there any marks at all about it by which you knew it?—I can positively swear to it.

Q. What did you do with the tea kettle after it was brought in?—I sent for a constable, and gave it into his possession; the constable is here.

JOHN WARNE *sworn.*

I am a tin plate worker; I was at work in the cellar of Mr. Peyton, and all of a sudden the window was dark, I looked up and I saw this woman with a large white cloak stoop down, and then she went into the adjoining passage, and she crossed over the way, I suspected she had stole something; I went to the door, and when I came to the door I saw her crossing the way, I followed her into Cree-church-lane, I stopped her and told her she had got what did not belong to her and brought her back again, and saw her put the kettle down in the presence of Mr. Peyton.

Q. Do you know there was one missed?—I know there was one missed out of the row that was put out of doors when I came up stairs.

Prisoner. I was coming along Leadenhall-street, I was going to see a cousin of mine in Fleet-market, and the soldiers were going to the Tower; and there was a great mob, and the tea kettle was in the middle of the highway with the lid off, and I picked it up and meant to carry it to the man, I do assure you I did, and that man had the impudence to say that I took the kettle, it is as false as God is true, upon my word I tell you the truth.

————— *sworn.*

I am the constable; I have the tea kettle; I received it of Mr. Peyton and have kept it ever since.

Prisoner. The prosecutor said if I would pay for the kettle he would let me go; I told him I did not want the kettle, I had no money to pay for the kettle, I had but eighteen-pence in my pocket. I have been out of my mind but I was not out of my mind then, I was then as sensible as ever I was in my life; nor was I drunk, I durst not drink a drop of gin ever since my head has been bad.

Court to Prosecutor. How did this woman appear when she was brought to you?—She appeared to be sober, and said she was very sorry for what she had done, and if I would let her go she would never come that way again. About two years back I had a shop in Surry-road and she served me just in the same way, and I did not prosecute her then because of the evpence of going to the Guilford assizes.

GUILTY. (Aged 60.)

Imprisoned three months in Newgate and fined 1s.

Tried by the London Jury before Mr. RECORDER.

649. MARY CARTY otherwise MACARTHY was indicted for stealing, on the 26th of August, a canvas purse, value a halfpenny, two guineas, a half guinea, five shillings, and two six-pences

pences, the goods and monies of John Ruff.

JOHN RUFF *sworn.*

I am a single man; I was robbed of my purse and money the 26th of August, Monday morning between twelve and one, nearly one, between Sunday and Monday; I was coming up Holborn, and near at the end of Leather-lane, the prisoner at the bar and another woman caught hold of me, one of one arm, and the other of the other; the prisoner had hold of the right arm, she put her hands down trying to pick my watch out of my pocket; I went to rescue my watch, and she plucked me forward towards her and caught hold of this purse out of my pocket; I felt it drawn out, and then I immediately called the watch, and caught fast hold of her, I called three or four times before any body came, and there was a man crossed over who wanted to rescue her from me, the other at the same time picked my pocket of my handkerchief, but I would not lose this party that I had got hold of, I continued to lay hold of her till I got her into the watchman's hands, and afterwards I conducted her to the watch-house, there I asked the constable of the night to search her, which they would not do in my presence. I knew she had got my money about her, because my purse dropped from her when the constable first took hold of her; it dropped from under her clothes on the flag pavement, but all the property was out of it.

Q. Was it whole or had it been cut?
— It was just the same as I have it in my pocket at this present time, there was half a guinea and four shillings also on the flag stones, the watchman picked it up and gave it into my hand. I see my purse before in the evening about seven or eight o'clock; I had in it two guineas, half a guinea, five shillings and two six-pences;

all that I ever recovered was half a guinea and four shillings.

Q. Could you swear to the money that was found?—No, I could not.

Q. Can you speak to the purse?—It is a canvas purse; I have had it seven years at least, it is greasy by my selling pickled salmon and putting the money backward and forward in it; I have no doubt in the least, I am positive this is the purse the money was in; after I had been in the watch-house the constable asked her if she had any charge against me? yes, she said, she had a charge against me for robbing her, so he said then there was charge for charge.

Q. What is your profession, what are you?—I am a fishmonger. They then took me to the patroles, and I was committed to the Poultry Compter.

Q. What were the words he made use of?—Have you any charge against him.

BARTHOLOMEW BUCKLEY
sworn.

I am a watchman; after calling one o'clock I sat in my box, and this man cried out for the watch, accordingly I answered the call, and he had hold of this woman, and I asked him what was the matter, and he told me that woman robbed him, and accordingly I took her; after he had said that the prisoner had robbed him and he had hold of her I saw her drop three shillings in the street on the flags, I did not see her drop it, there was some gold lay on the door way.

Q. What was it she dropped?—Three shillings; I see nothing else drop, I saw some gold lay on the door way before she dropped the three shillings, the first thing I saw was the gold laying on the ground, it lay on the other side as near as I can guess about a quarter of a yard; then besides this gold, I saw three shillings drop from her, I asked her to give the rest of the money to the man, says she that is all.

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all the money I have got, that was all she said then, I took her prisoner to the watch-house and gave her to the officer of the night.

Q. Who picked up the money?—Some man that was in the croud, there were several people there and four watchmen.

Q. What passed after you got to the officer of the night?—I did not stay there, I left them in the watch-house after I gave charge.

ALEXANDER SCOTT *sworn.*

I am one of the beadies of St. Andrew's Holborn. I was the officer of the night, it was about half an hour after one the watchman brought that woman down, and then about five minutes after the man came in and charged her with robbing him of two guineas and a half five shillings and two six-pences; accordingly when he made the charge the prisoner at the bar said you are a d—d scoundrel, and used such oaths as are not fit to be spoken of here, and says you have robbed me of seven shillings and six-pence, accordingly I said there is charge for charge. As Ruff was dry he gave a shilling to send for some drink; accordingly the beer came, says I, you must go to the compter as well as she, without you can send for any house-keeper I know, then he said he could not, therefore I thought proper, for the good of the community at large, to send him to the compter as well as she.

Q. How long have you known the prisoner?—Four or five years, I have seen her many times at the corner of different courts in the parish and made her go away.

Q. Was she examined there?—She was, and there was only six-pence found on her.

Q. So she gave a charge against this gentleman?—She did, as soon as he gave charge she gave charge.

Q. Was you sober that evening?—Yes, I was quite sober as I am now.

Q. Then you have a perfect recollection of what passed?—I have.

Q. Have you told us on your oath exactly all that passed?—Certainly, what I have said is truth.

Q. And exactly in the manner you have described?—Yes, exactly.

Q. Then if any body has given a different account to what you have given they would swear false?—I am certain they cannot give a different account.

Q. Then you mean to insist upon it that she instantly gave charge of him as he gave charge of her, and if any body has said different they have sworn false?—I have no further to say. When she found that she was going to the counter she downed on her knees and said, what I have said is all false against Mr. Ruff and I hope for mercy.

Q. It has been told, that after the man had made the charge, that you asked her if she had not a charge to make? is it true or false?—I might say so.

Q. What did you mean by telling me that it all passed as you said just now? as soon as the charge was made by him, did you say what charge have you to make against the gentleman?—I might say so, I cannot recollect my mind now; the watch-house was full of watchmen and patroles, I could not hear myself speak.

Court to Prosecutor. I understood you to say that the officer said immediately as you gave the account of the story, have you no charge against him?—Them were the words he made use of.

Court to Scott. Was this woman searched?—She was, and there was six-pence found on her, the prosecutor was present and there was several present.

Prosecutor. I wished her to be searched in my presence, but they would not grant me the favour.

Q. Did

Court to Prosecutor. Did you keep that money separate that was taken up?—No, I did not, as I could not swear to it.

Court to Scott. Do you mean to swear that there was only six-pence found?—Only six-pence.

Q. Pray what did you mean by not searching her in the presence of the prosecutor?—He said he searched her in the street and found a shilling in a private place.

Prosecutor. I never said the word that I searched her.

Court to Buckley. When you was present at any time did that gentleman say that he had searched her in the street?—I did not hear him say that he did.

Q. Was you present at the search?—No.

Court to Mr. Scott. Are you in office now?—Yes, I am.

Court. Then I assure you that the court will recommend that you be turned out of office.

Prisoner. I was coming down Holborn and this gentleman was standing at the door and another young woman along with him, directly as I came to the spot the other woman went away, and he caught hold of me, and I told him if he did not let me go I would charge the watch with him; and he said I had robbed him, and he called the watch and said that he had lost two guineas; he was very much in liquor, I was so pulled about that I lost six shillings; I had my witnesses here all day to day, and I did not think I should be tried to night so they are gone; they came as far as Woolwich.

Court to Buckley. Did you see the purse at all?—Yes, I see it on the ground.

GUILTY. (Aged 20.)

Transported for seven years.

Tried by the London Jury before

Mr. RECORDER.

650. **JOHN DICKMAN** was indicted for stealing, on the 30th of August, seven pounds weight of moist sugar, value 3s. the goods of persons unknown.

WILLIAM WELLS sworn.

I saw this prisoner at the bar on board a lighter; he was down the fore-scuttle; it was about eight o'clock in the morning he was there some little time, he then came up with a great coat rolled up together, seeing the great coat rolled up in that manner I supposed that he had something that he should not have, the lighter was loaded with sugar; he put his great coat down and sat there for some little trifle of time and at last he came on shore, when he came on shore I stopped him and asked him what he had got there in his great coat? he told me he had got some scrapings. I told him if he had nothing but scrapings I had nothing to do with it, but I must be satisfied, accordingly I took the handkerchief from his great coat, and it proved to be clear sugar, he had seven pounds; I then took him to the compters; another person and I went on board the lighter about an hour after, and found an hogshhead broke open and plundered, and we found an handkerchief containing a quarter of an hundred in a locker on board of the lighter.

Q. You don't know to whom it belonged?—I do not.

Mr. Knowllys. What name was there at the lighter?—The Brothers I believe.

Q. The owner's name is always on the lighter?—I don't know that the name is on a key lighter.

Q. Did you make any enquiries about who the lighter belonged to?—No.

Q. Has this lighter property of different people on board?—Yes.

Q. Are the lightermen answerable for the property?—I understand it as such; we reckon it always as belonging to persons unknown.

unknown until it has passed the King's beam.

2. If a lighter has any name on it is there any difficulty to find out the owner? — No, I don't say that it is, but that is not our business.

THOMAS HUNTER *sworn.*

I am an officer to a West India merchant; Wells told me that he had stopped this man, and I went into the lighter and saw an hogshead that had sugar taken out of it.

2. Do you know who that lighter belonged to? — I believe it belonged to the owners of Ralph's key; it belongs to Mr. Willop, and they entered it on the King's books.

Not GUILTY.

*Tried by the London Jury before
Mr. RECORDER.*

651. **THOMAS CULLUM** was indicted for stealing, on the 22d of August a wooden basket, value 1s. 6d. seven quartern loaves, value 4s. and three other loaves, value 4d. the goods of William Wright.

THOMAS FRAY *sworn.*

I am a journeyman baker to Mr. Wright. I lost a wooden basket, seven quartern loaves and two three-penny loaves; on Thursday between four and five in the afternoon the 22d of August, I left my basket on a pitching block which projected out from an oil shop window, the corner of Mr. ———'s gateway; I brought about twenty quarterns out, and a small basket and a large basket; in the mean time while I was gone to serve my customers with some bread which I carried in the small basket this large one was missing. I looked about for my basket, and I saw the man with the basket

going down Whitechapel with it on his shoulder, nearly three hundred yards from where I left it; there were seven or eight, but I swore to seven quarterns and two three-penny in the Basket; I knew my basket again immediately, he said if it was mine I might take it; I knew the basket by carrying it so long a time, there was no name upon it, nor no mark, I had used it about three months, there were three loaves missing which he said he had taken to some butcher's, but he could not tell me where, I only found four quarterns and two three-penny in the basket, there were three quarterns gone nothing else, I knew the bread to be mine by making of it and baking of it; I had not observed any thing remarkable on it; from thence I took him home to my master's, and gave charge of him; I cannot say I ever see the prisoner before to my knowledge.

JAMES THACKERALL *sworn.*

I gets my daily bread in the street, I sell fish. On the Thursday afternoon coming from my employment, I saw two three-penny loaves laying in the kennel, a woman present went and took the two three-penny loaves out of the kennel and was wiping the bread, when the prisoner came up, and took the bread out of the woman's hand, and said I will take care of the bread; immediately the woman said he ought to be ashamed of himself to leave the bread rolling about the street; he made answer he had been over to a butcher's shop with a couple of quartern loaves, he borrowed a knife of me to trim the bread, and was going to tumble it into his basket, I told him it was not yet fit for sale, and I took and trimmed it for him, as soon as the bread was fit for sale, as I thought, he tumbled it into his basket, takes the basket up and said he was going to Mile End turnpike with it, in so doing I put my basket on my head and walked behind the man to the distance

of

of between two or three hundred yards, he kept saying he was going to carry it to Mile End turnpike to one Thomas's, whom he said was very much intoxicated with liquor, and unable to take care of his bread; and he said that this Thomas had entrusted him to go and fetch the bread and basket to him; when he was overtaken with the basket by Fray, he comes up and says halloo my friend, where are you a going with that, that is my property, by Jesus says he, if it is your property take it; I was present and he pitched the basket down, on which Fray said to him as you have carried it so far you may as well carry it a little farther take it up again, on which he did, and followed him to Mr. Wright's shop.

Q Did Fray in the presence of the prisoner say to whom the bread belonged?—Fray claimed it as his property, or as his master's property.

Prisoner. Did not a man come up to me at the time and ask me to sell the bread, I said I would not sell any of it, but I would bring it to the man who entrusted me with it; this man came and asked me this question at the time I was cleaning the loaves. I am a stranger just come from the country; I accosted this man who had the basket, and I asked him if he could help me to a master, he told me he could if I would assist him to carry the basket.

GIULTY. (Aged 22.)

To go for Soldier.

Tried by the second Middlesex Jury before

Mr. Recorder.

652. ELIZABETH SAINSBURY was indicted for stealing, on the 28th of June ten guineas, the property of James Gildon.

JAMES GILDON sworn.

I am a married man; I am a post boy, I came home very late from my

chaise from Hounslow, and was locked out of my lodging in Cross-lane near Lukener's-lane; it was on the 28th of June Friday morning between seven and eight o'clock, and a woman asked me to go along with her home, which I did, I went to her lodgings, I went to bed, I undressed myself entirely; I had had some liquor to be sure.

Q Did the woman go to bed too?—Yes.

Q You was sober enough to know that? did she undress?—Yes, and I missed my money, ten guineas.

Q When did you first miss your money?—Between four and five o'clock in the afternoon; the girl was then gone.

Q When had you last seen your ten guineas over night?—At six o'clock in the morning.

Q Where had you been at six o'clock in the morning?—I got ten guineas, I had it in my pocket some time.

Q Is that all the account you can give of this ten guineas?—I had it some time.

Q Did you as a post boy driving about on the road carry ten guineas about you?—I had had my box broke open a little before at my lodgings the Coach and Horses, Charles-street, Covent-garden.

Q Did the man of the house know that you had your box broke open?—No, it was broke before I brought it there.

Q Where was it broke open?—At the Thatched House in Red Lion-street, Holborn.

Q Did you tell the people of the Thatched House that your box was broke open?—I did, his name is Tomkins.

Q How do you say you got these ten guineas, did you get it all at once?—No, I saved it at service.

Q How came you to see it at six o'clock in the morning?—I lost half a guinea with the first woman, I was with another woman before this.

Q Was

Q. Was ever any of this money found?
—No.

— TREADWAY *sworn.*

I am an officer, I searched the girl and found no money on her at all, but I found this piece of paper which he swore to being the paper that his money was rolled up in.

Court to Prosecutor. Was there any thing wrote on that paper?—No, nothing that I know of, only it had a bit of a slit.

Court. This is a rather remarkable piece of paper, it is a piece of music.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

653. JOHN HOLMAN, was indicted for stealing, on the 25th of July, a linen gown, value 10s. a dimity petticoat, value 2s. the goods of George Gayton.

GEORGE GAYTON *sworn.*

I only prove my property.

MARY GAYTON *sworn.*

Q. Do you know the prisoner?—Yes, I never knew him before the things were stole. I live in White Lion-street, Islington; I had been out for a pot of beer about half past one o'clock at noon, and I was going up stairs again and I met the prisoner on the stairs, he wanted to go past me, and I stopped him and I hallooed out there was a thief in the house; the prisoner found he could not get by me he went up stairs again with me into the room, and pulled out the gown, and several other things; it is my gown and petticoat, I delivered them to the constable my own self.

JONES *sworn.*
I produce the gown and petticoat, they have been in my possession ever since I received them of the last witness.

Court to Mrs. Gayton. How do you know the gown?—By a mark in the tail with pitch or tar, and I was mending it that very morning, it is all out of the plaits.

Prisoner. About half past twelve o'clock I left work, I work along with my father; I was going up to wash myself at the New River Head, a woman going by asked me if I would go up stairs and ask for Mrs. Jones, if I would she would give me a pint of beer; I went up stairs, and the street door was open, and I came down again, and this woman came and charged me with stealing this property, and then she took me upstairs again and as I was coming down she said she had nothing to charge me with, and just as I came to the bottom of the stairs three men came and took me into custody.

The prisoner called one witness to his character.

GUILTY. (Aged 17.)

To go for a Soldier.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

655. THOMAS STEPNEY and WILLIAM BAMFIELD were indicted for stealing, on the 24th of August, a cow price 10l. the goods of Richard Trow; and two other cows, price 20l. the goods of Jonathan Parkinson.

(The case was opened by Mr. Knowlys, and the prisoners were acquitted.)

*Tried by the first Middlesex Jury before
Mr. Justice GROSE.*

ANN

636. ANN WRIGHT was indicted for stealing, on the 24th of August, two child's linen shirts, value 1s. two womens muslin caps, value 1s. a child's diaper pin before, value 2d. half a cotton shawl, value 2d. an earthen basin, value 1d. a wooden pail, value 1s. the goods of Jonathan Broomfield.

JONATHAN BROOMFIELD *sworn.*

On the 24th of August about ten o'clock on Saturday, this woman came in at my back door where I live in Chatham-place, and came into the wash-house; I did not see her, a person who was coming from the field told me, I was informed that a woman in a bed gown had taken something; I directly goes as soon as I heard of that to the workshop, and goes towards the Shepherd and Shepherdess, and I saw her with the pail that is here now, and she was viewing of it at the time that I saw her, and I says, goodwoman what will you have for this pail? and she turns about and looks at me, why says she fir, it is my own pail, says I, I don't know that it is not your pail, but if my informers has informed me wrong, they must put up with the inconvenience; with that my wife came up, and she said that that was our own pail, and she had lost two or three articles out of a dish that laid on the wash tub; I then told the prisoner to return with that pail to the place from where she took it from, and she comes back and put it back, and brings it into the washhouse, and I desired her to go into the kitchen, that was the front of the warehouse, and she sits down and lets the bottom of her apron go over her arm, and took this basin out of her lap with two or three things in it and put it on the top of the dresser; I have got them here, and took care of them ever since; there are no mark on the childrens shirts, but my wife has but these two to put on and the child was without either, it was on a Sunday.

Prisoner. I had been eleven weeks in the hospital with a fever, and when I came out, the gentlewoman whom I worked for, as I go out a charing for, sent for me, and I went to the gentlewoman to do the day's work, and I was not able to stand it, with that I came back, and as I came back I found these things, and I picked them up, and the gentleman followed me afterwards into the field, and he accused me with that pail, I told him, fir, if it is your pail you are very welcome to it, with that he took it from me, and he brought me back to his house, I have no witness.

GUILTY. (Aged 27.)

Court. Are you a married woman?—Yes, I have a husband, he is on board a man of war, and I have a child two years old.

Privately Whipped.

Tried by the first Middlesex Jury before Mr. Justice GROSE.

657. ROBERT PICKERING was indicted for stealing, on the 22d of April, two pair of silver shoe buckles, value 1l. 10s. seven yards of printed cotton, value 12s. a linen handkerchief, value 1s. a cotton handkerchief, value 1s. 6d. a muslin apron, value 5s. two muslin caps, value 2s. and twenty-one guineas; the goods and monies of Richard Hodgson.

Ann Hodgson was called on her recognizance.

JOHN SHAW *sworn.*

I apprehended the man; I have some articles that I took from his premises.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

MARY

658. MARY CLARKE was indicted for stealing, on the 19th of July, 9s. 6d. in monies numbered, the money of Samuel Dent.

Samuel Dent and John Taplin were called on their recognizances.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

659. JOHN THOMPSON was indicted for that he on the 16th of April, feloniously did forge, falsely make and counterfeit a certain receipt for money, bearing date the 16th of April, purporting to be the receipt of one Edward Howis and Co. whereby the said Edward Howis did acknowledge to receive of the Honourable St. John, the sum of 16l. with intent to defraud Edward Howis, Eleanor Frisby and Stephen Howis.

Indicted in a second count for uttering the same as true knowing it to be forged.

In a third and fourth counts for the like forgery and uttering with intention to defraud the Honourable St. John.

(The case opened by Mr. Fieding)

(The witnesses examined separate.)

General St. JOHN sworn.

The prisoner at the bar lived with me as my butler about four years and a half; Mr. Howis was a Tradesman of mine.

Q. Had he delivered you any bill at any time?—There was a bill of his left at my house thirty pounds in value or thereabouts, he was an oilman in Germain-street, I ordered my servant John Thompson to pay it in part, that was the

bill left by him, I gave my servant John Thompson fifteen pounds on account to pay to him, sometime in the month of April last.

Q. What was the next thing done by him when you had given him the fifteen pounds?—He brought back to me a receipt signed Howis, by which I supposed he had paid according to which I had given him.

Q. Do you remember the particular directions you gave him at the time you put the fifteen pounds in his hands?—I ordered him to pay so much on account to the man.

Q. Had he ever paid money to Howis before?—I told him to pay to Mr. Howis fifteen pounds on account of the thirty, and this was the receipt he brought back.

(The receipt produced and read as follows :

“Received April 16th, 1793, of the Hon—ble Gen—l St. John, the sum of fifteen pounds on account for bills deliver’d for Self and Co.

Howis.”

The first discovery I made of his not having paid the bills, was on the first of July, when I discovered he had not paid some other bills, I then went to Howis to enquire if he had been paid; I found he had not.

Mr. Knowlys. I believe during this time the man lived with you, you had some particular instances of his honesty?—I always looked upon him as an honest man till this occasion.

Q. I would ask you whether he did not deliver to you a purse of gold that very likely might have been lost?

Court. We cannot go into that evidence.

Mr. Knowlys. Do you know a man of the name of Kennedy that was in the habits of seeing the prisoner?—I never heard of such a man.

Mr.

Mr. Fielding. Has that fifteen pounds been paid?—It has, I have paid it since.

Mr. Knowlys. Did you pay it with your own hands, or did you send it with any other person?—I ordered it to be paid by another.

EDWARD HOWIS *sworn.*

Q. Have you any demands on General St. John for the fifteen pounds for which the receipt was given and is the subject of the present prosecution?—I have not.

Q. You was an oilman, and General St. John was a customer of your's?—I was.

Q. You know Thomson was a butler of his?—He came to my house very often, perhaps once or twice a week during the time the gentleman was in town.

Q. Look at the receipt, is that your receipt?—No.

Q. Did you receive about that time any money at all of Thompson, as from General St. John?—No.

Q. Is that writing any way like your hand?—No, none at all.

Mr. Knowlys. Does it resemble the hand writing of any of those persons who are employed in your trade?—No.

Q. Have you ever seen the prisoner write?—No, I have not.

Q. Do you know a man of the name Kennelly who had been a servant to captain Chinnery?—I know two persons of the name of Kennedy.

Prosecutor. General St. John whom I had the pleasure to serve at that time, gave me thirty pounds and some other money to pay some bills; fifteen pounds I was to pay Mr. Howis oil man of Germain-street. Fifteen pounds on account of bills delivered to Mr. Barnett of the Haymarket; I believe this was on a Tuesday in April; and I had also to pay some other bills that were then due;

there was a person named Kennelly called on me that morning; he was formerly servant to Mr. Chinnery; I had been in Bath different times along with that man, we had been three or four seasons successively together; this man being out of employ at this time, and as I was going out with different tradesmen's bills and as I wanted to go to several places, I asked him to go and pay two or three bills for me; the one was to Mr. Hall, and the other was to Mr. Howis; accordingly I had some business at the bottom of James-street, and an order down in Pallmall; I went from there to Mr. Barratt's, I paid fifteen pounds on account there at the same time I delivered that bill. This man comes to me at the bottom of the Haymarket, at the sign of the Swan; a person was present who see him deliver the bill to me as paid, and likewise he told me that he had paid sixteen shillings for half a dozen packs of cards, I did not suppose but that the sixteen shillings was paid for the cards, neither did I suppose but what that bill was paid, or certainly I should have made very particular enquiry, and got it settled. General St. John generally paid the yearly bills soon after Christmas; had I had the least suspicion that that bill had not been paid it would have been a great obstacle on my mind, very interesting indeed; for I did expect that the General would send for Mr. Barratt, Mr. Howis, and other tradesmen for to pay them. I honestly declare that I thought the bill was paid, neither did I know to the moment the charge was made against me. I must rely on your lordship, and the mercy of the jury. Had I the least probability that the bill had not been paid, I would never have suffered it to have gone so long and not to have paid it, for I really considered the General every day would have settled these bills, but I most assuredly knew nothing that the bill was not paid.

Y. Y.

Court.

Court to General St. John. When this matter broke out, did the prisoner at the bar set up that excuse that he has now mentioned?—No, he never told me a word of it at the time.

Prisoner. The reason was, I was so hurried in my mind that I did not think of it till I saw the charge made against me as a commitment.

The prisoner called three witnesses who gave him an undeniable character.

GUILTY. Death. (Aged 41.)

Prisoner. I am innocent of the charge as God is merciful.

Tried by the first Middlesex Jury before Mr. Justice HEATH.

660. WILLIAM MINNIKIN was indicted for that he not having the fear of God before his eyes, but being moved and instigated by the Devil, on the 21st of August, on Joanna Murphy, spinster, violently and feloniously did make an assault, and then and there feloniously did ravish and carnally know.

Not GUILTY.

Tried by the London Jury before Mr. Justice GROSE.

661. JOHN MEARS was indicted for stealing, on 20th of July, a set of cotton furniture for a tent bedstead, value 1l. 18s. the goods of Arabella Beard.

ARABELLA BEARD *sworn.*

I am a married woman.

Q What is become of your husband?—He is in town.

Q Because the articles is laid as your property?—I am a separate trader from my husband.

Q Do you know any thing of the prisoner taking the property?—I only came to prove it to be mine.

Q Out of what place did you lose the things?—Out of my shop or warehouse.

Q When had you seen them the last time before they were taken?—That same afternoon, I was out of town when they were taken.

WILLIAM HOLMES *sworn.*

I keep the Red Lion in Fenchurch-street; I live a few doors distant from Mrs. Beard's house; I am a neighbour. On the 20th of July, being Saturday evening, about ten o'clock I had occasion to go that way to Leadenhall; I was in the street, and going past Mrs. Beard's door, I saw the prisoner and another man reconnoitering the door way; it struck my recollection and gave me a suspicion that they had intent to rob the house; I watched them, I turned back and they were just behind me, I got a glimpse of them; I did not take any particular notice, least they should do me an injury; I crossed the way opposite to Mrs. Beard's house with an intent to alarm the family, that there were some suspicious people at the door, and to take care of their property; just as I got across the way I had not time to inform them before the prisoner and the other were at the door, I saw one man, I cannot say whether it was the prisoner or the other go into the shop while the other stood on the step, and fetch out some bed furniture; I did not know then what it might be; they walked away both together towards Lime-street; I directly ran across the way as they came from the door, and informed them that two men had robbed the shop, the shop was a being shut up, the door was open and the man was gone in for another shutter I believe; I

ran

ran immediately after the prisoner, and they followed me, just as we got to the corner of Lime-street, they were just turned into Lime-street, one with the furniture under his arm; we went up to them to know what they did with that furniture; the one that had not the furniture parried several strokes at me by way of keeping me off, and they found they could not keep the furniture he dropt it on the ground, they made an attempt to get away, but I never quitted them, they tried by knocking us about; I never lost sight of them after they committed the robbery, I called out thieves, least we might not secure the prisoners; some people came running, and I took hold of one side of the prisoner, and another person of the other side and secured him, the other made his escape; he was among the people; had I any body with me that I could have confided in we could have took both; the furniture was picked up by somebody, it is in the possession of the constable.

Q. Was the prisoner out of your sight from the time you first saw him?— He was out of my sight after the furniture was stole, but not after the furniture was dropped. We brought him back to the house, and that is all I know of the matter.

Q. What did he say?— He said something to the purpose that he was not the man, but I cannot swear that he was the man that dropped the furniture, but he was one of the two men that had got the furniture.

MARY SIMPSON *sworn.*

I am twenty-two; I live with Mrs Arabella Beard, I was at work in the shop at the time the prisoner was brought in, he was standing with his back towards me, at the side board where the furniture lay.

Q. Did you know him before?— No, I told master Beard there was a person

standing at the side board; I did not see what he was about, I did not see him take any thing, I saw that he was in the place.

Q. Did you miss the furniture?— Yes.

Q. How soon afterwards?— We did not look into the place where I saw the prisoner standing, till the prisoner was brought in.

Q. Was he in the shop then or out of the shop?— In the shop.

Q. Did he pretend any business when he came in?— No, he did not.

HENRY BEARD *sworn.*

I saw the prisoner, I did not see him take the furniture out of the shop, but I see him when he was taken; Mr. Holmes came into the shop, and told me that a man had taken a parcel out of the shop.

Q. Did you miss the furniture then?— We ran out directly.

JOSHUA HARDING *sworn.*

My father is a perfumer in Fenchurch-street; I was a going up Lime-street, and there was a cry of stop thief! I was going to market; I turned about directly and I saw a man drop something and the same man was caught, he was not out of my sight at all; I know the man he is pitted with the small pox.

WILLIAM BURDY *sworn.*

I was informed by Mr. Holmes as I was shutting up the shop; I pursued and I saw a man carrying some curtains, I apprehended the man who was carrying the furniture, I am sure of that, I have no doubt but what that is the very identical man.

Prisoner. I wish to know whether he did not deny his words when he came before the Lord Mayor, for there he said

said that he had a great doubt whether I was the man or no.

THOMAS SERRY *sworn.*

I am a constable ; I have the furniture ; I had it of Miss Simpson in the shop, I have had it in my possession ever since.

Mary Simpson. Master Henry Beard picked the furniture up at the prisoner's feet.

Court to Beard. Did you pick this up at the prisoner's feet ?— Yes.

Q. Do you know how it came there ?— No.

Q. Who brought it into the shop ?— I.

Prosecutrix. It is mine I had it made for a bedstead which I have in the shop now, and I know the pattern.

Prisoner. I was sent on business to Great St. Helen's, and from there to Mincing-lane, from there to Crooked-lane ; and going down this lane was where this gentleman, Mr. Holmes, apprehended me, they laid hold of me and took me into a shop and kept me there half an hour before the things were brought in, and then a little boy brought in some things and said I had stole them, this Mr. Holmes said directly that if he had the least suspicion of any man that was a thief, he would take the greatest pleasure to transport him or hang him which ever he could.

The prisoner called two witnesses who gave him a good Character.

GUILTY.

To go for a Soldier

Tried by the London Jury before

Mr. Justice HEATH.

662. MATHEW MILLER was indicted for that he on the 8th of January, 1789, did, in the parish of Stockton in the county of Durham, marry Phoebe Sheraton, spinster, and afterwards on the

24th of March last, in the parish of St. Nicholas, in the City of Rochester, did marry Catharine Loader, his former wife being then living.

(The indictment was opened by Mr. Knapp and the case by Knowlys.)

EDWARD JONES *sworn.*

Q. Do you know the prisoner at the bar ?— Exceedingly well ; I knew him at Norton, within a mile of Stockton, in the county of Durham.

Q. Was you present at any time when a marriage took place ?— I was, it was between the prisoner and one Phoebe Sheraton, a young woman of Stockton ; I gave her away, I knew her exceedingly well.

Q. When did you see her last ?— She was in my house the latter end of May, she came to take her leave of me when she came up to London ; my wife and her are sisters.

Q. How long did they live together ?— I cannot exactly say, between two and three years, they had two children.

Q. What time was this marriage ?— It was performed the 8th of January 1789.

Mr. Wentworth. You have said that the prisoner at the bar had two children by his first wife, are you sure of that ?— Yes.

Q. Are you certain how long the prisoner has been absent from his wife ?— I cannot tell within one day, it was either the 22d or 23d of last November was a twelve month.

Q. Mr. Jones, who are you ? what are you ?— I keep a little shop.

Q. What have you been early in life ?— I have been a common soldier, never was higher than a corporal.

Q. Have you ever followed any other business ?— I trade about the country.

Q. And you gave away this fine lady?

Court.

Court. That is not a proper expression.

Mr. Wentworth to Jones. Do you know the parish where this ceremony was solemnized?—Yes, Stockton, I was present at the ceremony.

Q. Where did it take place?—In the parish church.

Q. How old is the prisoner?—Twenty-eight I believe.

Court. Then he was twenty-three or twenty-four when he was married.

Mr. Wentworth to Jones. What time of the day did the ceremony take place?—In the morning, between breakfast and dinner.

Q. What hour?—I don't recollect the hour.

WILLIAM CLARKE *sworn.*

I am the clerk of Stockton parish; I have the book of marriages there.

Q. Be so good as to produce it and turn to the entry of the 8th of January, 1789. (Reads.)

No. 864, Matthew Miller and Phœbe Sheraton, both of this parish, were married in this church by license, this 8th day of January, in the year of our Lord 1789, by Mr. John Grickson curate. This marriage was solemnized in the presence of Ann Mary Marsh, Edward Jones, John Sheraton.

WILLIAM ROBBINS *sworn.*

I live in the parish of St. Nicholas, in the city of Rochester; I am the clerk of the parish.

Q. Do you know the prisoner at the bar?—Yes.

Q. Do you know a person of the name of Catharine Loader?—Yes.

Q. Do you know of a marriage taking place between these parties?—Yes.

Q. When was it?—On the 24th of last March, between the hours of ten and eleven o'clock; it was by license, and mentioned in the license Matthew

Miller, batchelor; I have here the copy of the register, I see it wrote by the clergyman.

RICHARD TIPPER *sworn.*

I am one of the constables for the city of London; I apprehended the prisoner in Maiden-lane, in the city of London, Jostling was with me at the time.

Q. Had you any information against him, that made you apprehend him?—Yes, I had an information to apprehend the prisoner at the bar for having two wives.

Court to Clarke. By whom was the marriage performed?—By the curate and lecturer of Stockton.

GUILTY. (Aged 29.)

Prisoner. I came here chiefly to establish my moral character; I know very well I should have pleaded guilty but for my friends.

Imprisoned twelve months in Newgate and fined 1s.

Tried by the London Jury before

Mr. RECORDER.

663. **WILLIAM INNIS** and **CHARLES BURN** were indicted for stealing, on the 26th of July, three wooden cases, value 6s. the goods of Andrew Stirling and Co. and

JAMES ASH for feloniously receiving on the same day, the same goods, knowing them to have been stolen.

(The case was opened by Mr. Const.)

THOMAS WATSON *sworn.*

Q. Did you live with Mr. Ash in July?—I did.

Q. Was you sent at any time to Messrs. Hunter and Spencer's?—I was.

Z z

Q. Did

Q. Did you at any time that you was sent see Innis and Burn?—I did.

Q. When was the first day you see Innis, did you on the 26th of July see Innis and Burn both of them?—I had orders to go to Bow Church-yard at five o'clock in the morning, as I was to bring a bundle from Burn; I did go on the 26th of July, and there I saw Innis and Burn; I was to have a bundle from Innis at five o'clock, but I had it not; but at half past five I had these cases both from Innis and Burn; I went at five and I had them at half after five.

Q. What did you do with them?—I was to take them to Mr. Ash. I knocked at the door and he said he would let me in in a minute, and the constable took both him and me into custody.

Q. By whose order did you go there?—Both by the order of Ash and his wife.

Q. Did they tell you for what purpose?—They said it was to receive some things of Mr. Hunter's porters.

Mr. Knowl's. So you got into a scrape, you was taken up?—I was.

Q. You know a man of the name of Keyworth?—I don't know him only by seeing him.

Q. These men was under his controul to obey his orders?—I have heard so since.

Q. He was the head porter?—I have heard so.

Q. He has run off?—I have heard so.

Mr. Fielding. As soon as you went in the morning and happened to see Innis and Burn, something was given you, these cases were given you; did you know what was to be given to you?—No.

Q. Then your order over night was to go there for something?—There was a strict charge given me not to tell one porter of what the other did, because I was told that the porters were going to

cheat one another, I was to go out first at five o'clock to receive a parcel of Burn and then to bring it home, and go for one from Innis, and not to tell each other that I had been there.

Q. Then the instant you came to the door, before Ash said any thing to you the constable met you?—He did.

Q. And then the constable followed up his duty and took you both into custody?—He did.

KNIGHT SPENCER *sworn.*

Q. Did you at any time find any packing cases which you supposed were your's?—I saw Mr. Watson with them on his knot in Cheap-side, this was the morning of the 26th of July, we were on the watch for him, in consequence of an information we received; immediately as I see him I pointed out to the constable that that was the man he was to take care of; I did not go with the constable to Ash's house.

THOMAS DICKENS *sworn.*

I am a constable; I went to Mr. Ash's on the morning of the 26th; when the door was opened, I seized Mr. Ash and the porter.

Q. What property did you find there?—We found the property afterwards in the course of three or four hours; we never quitted the house till a search warrant came, we found some callico wrappers and a sheet.

Q. What had Watson on him when you see him?—He had the cases on his back, and we followed him to Ash's house.

Mr. Fielding. You followed Watson with the cases?—These cases were laid down at the door, the man knocked at the door, Ash put his head out of the window, he said he would be down, to the best of my knowledge, in a minute, he came down, as soon as he came down, we seized him and

and the porter, and the cases were down close by the door, these are the cases.

Prosecutor. They are my cases.

Mr. Fielding. You sell many cases in that condition?—We do.

Court. Do you sell such cases as these are?—Those that are useful for repacking we keep for repacking, and what we do sell, we never sell to any but trunk makers.

Mr. Fielding. What are the names of your partners?—Andrew Stirling and James Hunter.

Q. I believe at this time you had a porter of the name Keyworth, he was an old porter in the house?—He was.

Q. These persons are younger than Keyworth?—They were.

Q. He as the older porter would be very likely obeyed by the younger ones?—I don't know that, he had no authority from us.

Q. Keyworth has since absconded, has not he?—I don't know, I have not seen him since his last examination at Guildhall.

Mr. Knowlys. I believe after this discovery in the morning you employed both these porters to carry goods for you, did they perform their business as usual?—They did.

Q. I believe you searched Innis's house and found nothing.

Court. Mr. Spencer could you have had other porters to send out these goods by?—The young man in the warehouse ordered the goods to be taken out by these people.

Q. Was you under any necessity or under any engagement to deliver them?—No.

Prisoner Ash. This Watson came with me and lived with me about nine days, he came when I was out, to my wife, he said he was in great distress and wanted work; my wife said she should want a man on Monday, which she did not know that we were engaged, for when I came home she told me that a man of the name of

Watson had been there, that he was in great distress and would be glad to come to work for twelve shillings a week; I said I cannot say any thing more of him till I see him; he came again, and he said then that he was a carpenter by his trade, and he had worked for two masters and could not get his wages; I was out at this time, when I came home my wife told me of it, I said, I don't think, says I to my wife, that if he can get eighteen shillings a week he will come to me to do my dirty work for twelve shillings; he came again and my wife took him in, he came on Tuesday morning and said he would engage a room with my wife, which when my wife spoke to me about, I told her not to take a man in that I knew nothing of; by this that I would not take him in he said he would be revenged of me, my wife took him in however and at the end of the week she says to me he has not worked his time this week; I said it is your own doing, you should not have taken him in without a character; but on Saturday night she paid him the wages, he came again on Monday night, and my wife said to him except you work constant and keep your time it will not do; he went on Tuesday to breakfast about nine, and did not come back till high twelve; on Wednesday he went to dinner at twelve, and did not come in till between three and four, and my wife then said to him you will not do for us; and he has done what he has done out of spite.

The prisoner Innis called three witnesses, and the prisoner Burn one, who gave them very good characters.

EDWARD STRICKLAND *sworn.*

I know Thomas Watson, he was in our manufactory, and I would not believe him on his oath.

Mr. Const. Who applied to you to come here?—I was subpoenaed.

2 Do

2. Do you know much of Watson? — He worked in our manufactory for two or three years, it is better than a twelve month ago he was discharged from our house.

2. Do you recollect any thing on which you found your opinion which you have given on oath? — He always told us a quantity of lies while doing the business with us; the latter part of his time he had twelve different warrants taken out against him by different women.

The prisoner Ash called five witnesses who gave him a good character.

William Innis, GUILTY. (Aged 31.)

Charles Burn, GUILTY. (Aged 25.)

Transported for seven years.

James Ash, GUILTY (Aged 40.)

Transported for fourteen years.

Tried by the London Jury before

Mr. Justice HEATH.

664. JOSEPH HENTON was indicted for stealing, on the 19th of July, a silk handkerchief, value 2s. the goods of William Blades privately from his person.

WILLIAM BLADES *sworn.*

I was robbed in Smithfield just going into Long-lane about three o'clock on the 19th of July. A Mr. Tyler's son came and told me my pocket had been picked; I felt in my pocket and missed nothing but my handkerchief, the apprentice of Mr. Tyler followed the prisoner, and I run after him and took the prisoner myself, I did not see him nor feel him take the handkerchief, nor did I find the handkerchief.

JOHN TYLER *sworn.*

On the 19th of July I saw the prisoner in Long-lane picking Mr. Blades pocket

of an handkerchief; I saw him do it; our apprentice was in the shop coming down stairs, and I said look over the way, that man is picking the gentleman's pocket, I ran to the gentleman and told him and told the apprentice to go and shew the gentleman the handkerchief, I think he put the handkerchief in his pocket, I stayed in the shop to mind my father's shop, I did not go after him, the apprentice did.

Prisoner. When he see me take the handkerchief, where did he see me put it? — I think I see him put it in his pocket.

———— HOLMAN *sworn.*

I am apprentice to Mr. Tyler; I was coming down stairs to get some water and came down without a pot, and I was going to turn round to get a pot and I saw this Joseph Henton trying to pick Mr. Blades pocket, John Tyler was standing at the door and he did not see me behind him, and when I went up stairs to get a pot, I see him take it out about six or seven inches

Court to Blades. Did you lose your handkerchief, was it quite taken out? — It was.

Court to Holman. Are you sure the prisoner is the man? — I am sure it is the man.

Prisoner. As I was going up Long-lane I turned down a gateway to ease myself, and just as I had done and coming up the court, that little boy that stands there he looks at me very hard, I believe, says he, he has got it, what, my little lad, says I? says he, you have got that gentleman's handkerchief in your pocket, with that they sent for a constable and searched me; I am as innocent as the child unborn; I have no witnesses at all.

GUILTY,

Of stealing but not privately. (Aged 18.)

To go to Sea.

Tried by the London Jury before

Mr. Justice GROSE.

MARGARET

665. MARGARET CARRUCH was indicted for stealing, on the 9th of August, sixteen pair of womens leather shoes, value 16s. twenty-five pair of stuff shoes, value 1l. 5s. the goods of Nathaniel Phillips, and

MARGARET FINER was indicted for feloniously receiving, thirteen pair of womens leather shoes, value 13s. fifteen pair of womens stuff shoes, value 15s. being a parcel and part of the above goods, she knowing them to have been stolen.

NATHANIEL PHILLIPS *sworn.*

I am a shoemaker in Lombard-street; Margaret Carruch had been my servant thirteen months previous to her being taken up. I have a great number of shoes, I did not miss any of them, they appear to be taken at different times.

Q. Have you any shoes here?—Yes, I have; she confessed.

Q. Did you tell her it would be better for her to confess?—When she had confessed she had taken some shoes, I said if she would confess the whole I would be as favourable as ever I could; before I made that promise she only confessed generally.

Mr. Knapp. At the time you charged her did not you hold out these hopes to her?—By no means.

Q. Did you not either one way or the other?—It was taken down before the magistrate.

Q. You seem to be an extream fair man, you have lost a deal of property; was it not when you charged the woman, that you said, well if you have robbed me for some time and will make a full confession I will shew you favour?—Certainly not, because I had information before I charged her.

THOMAS BATT *sworn.*

I am the constable; I have twenty pair of shoes I brought them from Queenhithe. On Friday the 9th of August Mr. Phillips sent for me to take up his maid which he

said was for robbing him of shoes; I took her up and took her before the Lord Mayor Court. Is the confession here.

Answer. There is none returned.

Batt. I know nothing else than that I found these shoes in Margaret Finer's possession, she said that Margaret Carruch had given them to her to keep, that is all.

THOMAS PARROTT *sworn.*

I am one of the marshalmen, I went with Mr. Phillips to the house of a gentlewoman in Noble-street, and searched a box, and the landlord said it was the servant's box, and found these shoes that I now produce, and I put my initials on them, after the gentleman said they were his.

THOMAS LAWRENCE *sworn.*

I went with the prosecutor, Mr. Phillips to the apartment of Mr. Brind in Noble-street.

Q. Did you go with Parrott?—No, I found a box and in that box four pair of shoes; I have got them here.

JOHN BRIND *sworn.*

I am a silver turner; I know Carruch the prisoner at the bar, she left two boxes at my house about last April was twelve months.

Q. Were the boxes that Parrott and Lawrence searched, the same boxes as Carruch left?—Yes, they were the same.

MARGARET CARRING *sworn.*

I lent Margaret Carruch a guinea, and I had six pair of shoes for the guinea, I have got the shoes here.

Court to Brind. Did the prisoner Carruch come from time to time to her box?—Yes, she did.

Mr. Knapp. You don't know that of your own knowledge?—Yes, I do.

Prosecutor. I know the shoes to be

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mine by the shop mark, my shopmen put them on, they are all here.

— HUMPHRIES *sworn.*

Q. Look at the shoes that Batt produces?— They are my marking inside, I have looked at those by Parrott and Lawrence and they are my marking.

Prisoner Carr. ch. I leave my defence to my counsel.

The prisoner Carruch called one witness to her character.

GUILTY (Aged 30.)

Transported for seven years.

Margaret Finer. Not GUILTY.

Tried by the second London Jury before

Mr. COMMON SERJEANT.

666. ISAAC SIMMONS was indicted for stealing, on the 8th of August, a silk handkerchief, value 2s. the goods of Edward Kirby.

Edward Kirby was called on his recognizance.

— NOWLAND *sworn.*

I know no more than taking the man into custody.

Not GUILTY.

Tried by the second London Jury before

Mr. COMMON SERJEANT.

667. JOSEPH SALMON was indicted for stealing, on the 29th of July, a man's hat trimmed with silver lace, value 1s. the goods of Edward Dutch.

EDWARD DUTCH *sworn.*

I was carter to Mr. Robert Fuller; I was unloading my master's waggon the

29th of July, at one o'clock in the morning in Paternoster-row; being a very warm morning I pulled off my hat and laid it down on the bottom of the waggon; and I turned round so and missed my hat.

Q. Did you see any body near the cart?— I never see any body meddle with it; I ran down Ivy-lane, I enquired of the watchman if he see any body come along with a silver laced hat, he said he had just seen two men come a pace; then I went on directly into Newgate-street, and I asked the watchman at the corner, and he said he saw two men with something under their arms, and I went on down further, and asked of a watchman and he said there were two men just gone into the market, and one of them had something under his arm, I asked him if he would go into the market with me? he said he would follow me, and before we got into the market we met the two men coming out; that he said were the men that went in, and I took the man that had the hat, myself, who is the prisoner that stands there, he was coming out of Newgate-market, I stopped the prisoner, I asked him if he had not got a hat belonging to me? he said no, I said if you have not got him you know where he is, with that the watchman that stood by said, I don't know what we can do in it; then my lord I should have let the man went, but he said I had better been in Paternoster-row than holding him by the collar, and that gave me a greater suspicion.

Q. How far was this from your waggon?— This was in Rose-street, and my horses were down in Paternoster-row.

Q. Had you said any thing about Paternoster-row?— No.

Q. Did you ever find your hat?— Yes.

— SADLER *sworn.*

I am a gardener; I am just turned of thirteen; I live with Mr. Fuller, about

one

one o'clock in the morning of Monday the 29th of July I saw two men run by with the hat; it was a white laced hat.

Q. Which way did they run?—They ran up to the top of Ivy-lane into Newgate-street.

Q. Did you know either of these men?—No, I did not, I know the prisoner, he was the person that had the hat.

Q. How do you know that, was it light enough?—Yes, it was quite a moonshine morning, I saw the men.

Q. You saw two men run up Ivy-lane into Newgate-street.

Q. What became of them afterwards, did you see them stopped by the waggoner?—I did.

Q. Are you sure that the man that was stopped by the waggoner was the same man that run by with the hat?—Yes, it was a very few minutes afterwards.

Prisoner. Do you remember seeing me in Newgate-street at all my little man?—Yes, I see you run up to the top of Ivy-lane into Newgate-street.

JAMES EARL *sworn.*

I am the watchman in Newgate-market; I heard a noise about a person losing a hat, but I saw nothing of it, and I heard that they were taken to the watch-house, after which I went round with my lanthorn to see if I could find the hat; there was a private watchman that thought he had seen them plant it and I found it in a very obscure place, at a corner in the market, at a cobbler's stall; it was laying in the manner it is now, and these here china cups and saucers and basin were laying close by it on some straw; as soon as I found it I went up to the watch-house, and there was the prisoner and the officer of the night. (The hat deposited to.)

— — — *sworn.*

I am the officer of the night, I only took the charge when it was brought into me.

Prisoner. I had a dog with me and he broke away from me, and went up into Newgate-market, I hunted about for him five or six minutes or more; I was coming away into Newgate-street and some men called to me and asked me if I had seen any thing of a hat? I said I had not, and he brought this gentleman, and he said he had lost a hat, he said if I would tell him where it was he would let me go; I told him that I wanted to go about my business. My master was here very late last night, but he is not here now.

GUILTY. (Aged 25)

Transported for Seven years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

968. JOHN DAVIS otherwise LEVY was indicted for stealing, on the 12th of July, a silk handkerchief, value 6d. the goods of Samuel Shatt.

SAMUEL SHATT *sworn.*

I am a glass cutter at No. 6, Church-yard-alley, Spital-lane; I had walked from Fetter-lane, I was walking through Smithfield the 12th of July last, and I saw a mob in Smithfield of a horse getting his leg entangled by a coach wheel; I was tapped on the shoulder by a constable who is here, and told that I had lost my handkerchief; I did not feel nor see it go, all I know is that I was standing in Smithfield and was informed that my pocket was picked, but it might have dropped out of a hole in this pocket, it has had a hole in it these six months, and I might put it there in the room of the other pocket.

Q. You have been with the father of this young man just now?—The father is here present I believe.

Q. You.

Q. You have been with him, have not you?—Yes.

Q. I suppose you immediately told the constable of this hole in your pocket?—No, I did not.

Q. How came you not to do that?—I am not sure whether I put it into that pocket.

Q. Will you upon your oath say that hole has been in your pocket for more than six months as large as it is now?—Yes.

Q. You say you had walked from Fetter lane to Smithfield, had you walked any further that day?—No.

Q. What else had you in your pocket besides?—Nothing.

ROBERT NEWMAN *sworn.*

I am a city Constable. On Friday the 12th of July last I was in Smithfield, between six and seven in the evening, I saw a horse get his leg entangled with a hackney coach, there were several boxes in the coach; I ordered the coach door to be shut, and the boxes were secured; after that was done I saw the prisoner at the bar pick this here young man's pocket of a silk handkerchief; I immediately seized the prisoner and tapped the young man on the shoulder; I am positive I saw it taken out of his pocket. The prosecutor did not pretend there was a hole in his pocket then. He swore to it by several marks. (Produced.)

Prosecutor. It is hard to swear to an handkerchief after it has been out of my pocket.

Q. Had you any handkerchief in your pocket besides your own?—It was not my own handkerchief; I had an handkerchief of this kind in my pocket of one William Sibley's; he is not here.

Newman. That is the handkerchief the prisoner took from him, and he swore to it at Guildhall.

Prisoner. I was going from Clerkenwell-green to Newgate-street; I stopped

to see this horse in Smithfield, and this gentleman laid hold of me, and said that I picked that young man's pocket of an handkerchief, and I never touched the handkerchief in my whole life; I have got people to my character.

The prisoner called two witnesses to his character.

GUILTY.

Imprisoned one year in the House of Correction and fined 1s.

Tried by the second London Jury before

Mr. COMMON SERJEANT.

669. WILLIAM WOOD was indicted for stealing, on the 23d of July, two leather collar braces, value 2s. the goods of John White.

RICHARD CARTER *sworn.*

I am sixteen; my mother keeps a wine vault, in Long-lane; my father is dead; I serve at the wine vault. Me and my mother were standing at the door, and this coach went by, and my mother said that man behind the coach is asleep; it was the 23d of July, almost eleven at night; it was a glass coach; I followed him on; at first he was leaning on his belly on the perch, and when he saw me he got up and sat on the perch; I followed him down Barbican, and I saw the watchman down Barbican, and I went and told him that there was a man behind the coach taking the straps; says he, are you sure of it? then we stopped till the coach came up, and me and the watchman went behind the coach, and there was a strap dragging on the ground; the man was behind the coach, and he ran between the fore wheel and hind wheel, and ran down Red cross-street, and the watchman went after him, and ran across the

the road, but I did not go after him, I stopped there; the coach went round the corner, and I went to the coach, and there was one strap hanging across the spring, and I took it up and gave it to the coachman as he was getting off the box; then me and the watchman went back to look for the other, and I picked it up and gave it to the watchman; we found it dropped in Barbican; I then said, good night, and went home.

Q. Did you know the man that was laying on the perch?—I did not see his face when he was behind the coach.

THOMAS EMBERSON *sworn.*

I was coachman to the carriage at the time this circumstance happened; it was a glass coach belonging to Mr. White; I believe these collar braces were on the coach; I don't know who took them, I was on the box.

ROBERT LOVE *sworn.*

I am a watchman, my box is in Bridge-water-square. When this lad, Richard Carter, came to me I was at the bottom of Prince's-street, Barbican, going half past ten, he came to me and said there is a man behind the glass coach coming up cutting the leathers off. When the coach came up there was a man behind the carriage leaning on his belly on the perch, under the body of the coach; I called out to the coachman to stop; he did not stop immediately; the man got down from the perch and ran between the two wheels and ran away, and I pursued him, and Mr. Newman, the p-trole stopped him, and we took him to the watch-house; I never lost sight of him; I am positive it is the man.

JOHN NEWMAN *sworn.*

I am a patrol. On the 23d of July I heard a cry of stop that man! the prisoner was running as fast as he could,

and the watchman after him, and I caught hold of him, and we took him to the watch-house.

JOHN HUMPHRIES *sworn.*

I was constable of the night; I heard a cry of stop him! stop him! I went into the middle of the way and I saw this prisoner at the bar coming round the corner; Newman was before me, and I saw him brought into the watch-house with these straps, they have been in my possession ever since.

Court to Love. Where did you get the straps?—One of them the lad took from the coach, and the other was found in Barbican. (Produced.)

Emberson. I believe they are mine.

Prisoner. I am a grinder by business; I had been abroad that day, and it was almost ten o'clock, I walked as hard as I could to get home, and just as I got to the Black Horse, in Barbican I got up behind this coach, there was another man behind the coach then; I had not been up above half a minute before that man jumps down from the coach, and the coach stopped, and I jumped off; I never meddled with the straps or knew any thing about it.

Court to Carter. Was any other man behind the coach but this man?—No, there was no other behind the coach all the way.

Q. How far was he down Barbican?—As far as the green grocer's, where I see him by the light.

The prisoner called two witnesses to his character.

GUILTY. (Aged 21.)

Transported for seven years.

Tried by the London Jury before

Mr. COMMON SERJEANT.

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REDMAYNE

670. REDMAYNE CARR was indicted for uttering a counterfeit half crown.

(The case opened by Mr. Trebeck.)

CATHARINE LOWE *sworn.*

I live at No. 4, White cross-street. On the 28th of July last about half past nine in the evening, when he came in he asked me if I sold bread. I told him yes; says I, I have got no loaf left but a three-penny one; says he give me that; I goes behind the counter and gives it him; he asked me if I sold cabbages? I said, yes; he said, give me a cabbage, and I gave him a cabbage; he asked me what they came to? I told him the cabbage was three halfpence and the loaf was three-pence, four-pence halfpenny in all; he gave me half a crown; I thought by the feel of it in my hand it felt very light; I took up the candle to look at it, and I went to rub it, and as I went to rub it he gave me a blow on my breast, and said don't rub it I will change it for you; with that I asked him how he dare use me so? a woman came in and went between him and me, but what passed between them two I don't say; the woman went out again directly, I did not see what passed between them, but he kept the loaf under his arm and cabbage, but he began to ill use me very much with his tongue; so I sent for an officer and had him taken up as he did not give me the goods nor the money.

Q. Did you see what passed between them? — The woman talked Irish to him.

MARGARET NEWLAND *sworn.*

On the 28th of July, Sunday, I happened, by mere accident, to go into this shop to buy some cucumbers, and while I was there buying some things, the prisoner at the bar came in, and bargained for a loaf and cabbage, and he offered a

half crown as I suppose, and the woman offered to try it, and he refused to have it offered to be tried whether it was good or not, and he pushed his hand against her breast and said if she did not like it he would change it; a woman came into the shop.

Q. What passed? — She held up her apron in this manner, and he emptied some money out of his pocket, which appeared to me to be silver, and which I wondered at, because he looked like a poor man; with that Mr. Lowe came, and he went for the constable. It appeared to be money to me, it might be good money for what I know of, but she received it and went away with it.

JOHN KING *sworn.*

On the 28th of July I was the officer of the night at our watch-house. About ten o'clock in the evening a charge was brought to the watch house for an assault and uttering a bad half crown; I had the prisoner then in custody; having of him in custody I wished to know where he lived, I found out where he lived in a minute, I went to his house and I ordered one of our patrols to attend the house; another person resumed the name of his wife, and I secured one woman and I got admitted into the house, and he told me it was his house, and going into the house I found several pieces of money in a cupboard. (The half crown produced that he had of Mr. Lowe.)

—— PARKER *sworn.*

I have looked at the money, it is counterfeit.

Prisoner. The prosecutor sent for my wife and persuaded the poor thing to give her some money, a guinea and a half, and after she had taken it she said she would come and get me discharged by the alderman. I was very much in liquor when I went into her house, and if I had known I should have been tried

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I should have prepared for it; if you will stop half an hour I will send for witnesses. As to this cupboard where this money was found it was for the use of all the lodgers to put their bread in. Ask my prosecutor whether or no she was not going to bail me herself?—No, no such thing.

GUILTY.

To be imprisoned six months in Newgate and at the expiration to find security for twelve months.

Tried by the London Jury before
Mr. RECORDER.

671. JAMES STONE was indicted for obtaining goods under false pretences.

ANN PRICE *sworn.*

My husband is a salesman. On the 2d of August, Friday afternoon between four and five o'clock, James Stone came to our dwelling house, I saw him myself, he asked for a hundred and a half of eggs; I asked him what made his master send for them at that time of the day; he said that his master wanted the hundred and half to go to one house; I told him I did not know that we had any left, but I would take the key and go and see; I served him half a hundred and seventeen odd ones, and he had them all, which made seventy-seven.

Q. When he said he came from his master, who did you understand his master to be?—Mr. Eames a green grocer.

Q. Did you ever know him live at Mr. Eames's?—Yes, and he used to come when his master wanted any always. He told me to be sure to save the rest to make up the hundred and a half against the next morning ten o'clock, as he would come.

Q. Mr. Eames was a customer of your's?—Yes, he was.

Q. What may be the value of these eggs?—Two shillings and nine-pence. He came the next morning and had the remaining part, and our maid servant told them, and I stood by her with them; he had then one hundred and three.

Q. Who did he say he wanted the second for?—He spoke of it as part of them that he wanted before; he came within half an hour of the time that he said he would.

Q. What is Mr. Eames's christian name?—Richard.

Q. Where did Mr. Eames live?—In Chichester-rents, Chancery lane.

RICHARD EAMES *sworn.*

I am a green grocer; I know the prisoner exceeding well, he was a servant of mine, he served me seven weeks, he went from my service the day he got these eggs, at half past two o'clock.

Q. Did you send him with any message to Mr. Price for eggs?—Not at all, I am certain of that.

Q. Did you want any eggs?—No, I gave him no direction of any sort or kind.

Q. Had you said any thing to him that could be construed in that way as a message to Mrs. Price?—Never a word.

ELEANOR HODDY *sworn.*

I am a servant to Mrs. Price; I was there when the prisoner came the second day, I don't remember that he said any thing; my mistress desired me to tell the eggs out to him; we knew he was coming; I told them out, three quarters of a hundred and thirteen, that is one hundred and three in all; he asked my mistress how many his master owed for before? my mistress said one hundred and a half, and that hundred and a half made three hundred.

Prisoner.

Prisoner. Did I ask any thing about my master owing any?—You did.

Prisoner. I did not, I only came for the remainder. I went to the house, and Mrs. Price came; I told her I wanted one hundred and a half of eggs; says she, I don't think I have got so many in the house; says she, you may have what there is, and she told me out what she had, and I went the next morning and had the remainder, and I says to Mrs. Price when I took them, Mrs. Price, I will pay you for them on Monday; that was all, and she said, very well. I never mentioned a word about what my master said; Mr. Price said he would go to the extremity of the law, except he had seven pounds.

GUILTY. (Aged 22.)

Imprisoned two've months in the house of Correction and Publicly Whipped.

*Tried by the second London Jury before
Mr. RECORDER.*

672. GABRIEL MOORE was indicted for obtaining goods under false pretences.

JOHN SMITH *sworn.*

I live with Mr. Thomas Patrick, in Newgate-street, a tin-plate worker. The prisoner at the bar came to our house on the 24th of June, midsummer day, at half past seven in the morning, he asked me for two copper tea kettles for Mr. Mardin; I let him have them; he said the tea kettles were to carry to a lady to thew, to see which the lady would chose to have, and he would bring the other back; he took them away and I saw no more of him at all.

Q. What is Mr. Mardin's christian name?—Francis.

Q. In what parish does he live?—In Christ Church, in the ward of Castlebaynard. I knew him to be a customer of our's.

Q. Do you know whether Moore had ever been a servant to Mr. Mardin?—I remember his face, once he came as a servant to me.

Q. What was the value of these kettles?—Fourteen shillings.

FRANCIS MARDIN *sworn.*

I am a smith; I live in Castlebaynard ward, in Christ Church parish.

Q. Had this man ever lived with you?—Yes, he had.

Q. Had you seen him on the day the tea kettles were taken?—I had not seen him; he had not been at work for some time, long before, but he never was discharged though he had never been at work.

Q. Then before Midsummer day he had lived with you as your servant?—Yes.

Q. Had you given him any orders to go for tea kettles to Mr. Patrick's?—I had not given him any order of the kind.

Q. This man on Midsummer day was not actually in your service?—The time book is in my hand, he was not in my pay for some time on account of his being lame; when he worked I paid him, and when he did not work I did not pay him; on Midsummer day he did not work at all, I did not pay him that day.

JONATHAN BEGIM *sworn.*

I am a shopman to a pawnbroker. On Tuesday morning the 25th of June the prisoner brought two tea kettles to my master's shop, and received half a guinea for them; my master lives in Hare-alley, Shoreditch; I lent the half guinea.

Q. Did

2. Did you give him a duplicate?—
Yes, I have got the counter part and the
tea kettles.

Smith. They are Mr. Patrick's, I
marked them myself, I gave them both to
the prisoner.

Prisoner. My Lord, previous to my
receiving the kettles of Mr. Patrick's
man I had been lame almost for the space
of three months, totally incapable of get-
ting my bread, which had reduced me
to a deal of distress and poverty, which

was the total cause of my acting in such
an atrocious manner; it being the first
offence I beg for the mercy of the
Court.

GUILTY.

Recommended by the Jury.

Imprisoned three months and discharged.

Tried by the second London Jury before

Mr. RECORDER.

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[illegible]

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace Oyer and Terminer,
and Gaol Delivery for the City of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT
JUSTICE HALL in the **OLD BAILEY**,

On *Wednesday* the 30th of *October*, 1793, and the following Days;

Being the **EIGHTH SESSION** in the Mayoralty of

The Right Hon. Sir **JAMES SANDERSON**, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

MANOAH SIBLY,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*;

And Published by Authority.

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THE WHOLE
P R O C E E D I N G S
ON THE
KING's Commiffion of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON, &c.

BEFORE the Right Honourable SIR JAMES SANDERSON, Knt.
LORD MAYOR of the City of LONDON: The Honourable SIR
BEAUMONT HOTHAM, one of the Barons of his Majesty's Court of
Exchequer: The Honourable SIR JOHN HEATH, one of the Justices of
His Majesty's Court of Common Pleas: SIR JOHN WILLIAM ROSE,
Serjeant at Law, Recorder of the said City: JOHN SILVESTER, Esq.
Common Serjeant at Law of the said City; and others His Majesty's
Justices of Oyer and Terminer of the CITY of LONDON, and Justices
of Gaol Delivery of NEWGATE, holden for the said City and County of
MIDDLESEX.

London Jury.

Samuel Bracey
John West
Thomas Meymott
William Hall
Thomas Leggatt
Richard Kerrington
Thomas White
William Shrub
James Pateman
John Fisher
William Brookes
John Knight

First Middlesex.

Thomas Gerald
Ralph Morris
William Eldridge
James Stewart
Thomas Gibbs
Thomas Shurman
Thomas Smith
Richard Welch
John Hull
George Howell
Martin Dorrell
James Collingsbridge

Second Middlesex Jury.

William Cheek
Thomas Mills
Richard Davis
Edward Scott
John Whitworth
John Parker
John Jackson
Thomas Whitworth
Charles Ashby
William Dalton
William Batt
William Burdons

673. **M**ARY JENNINGS was indicted for burglariously breaking and entering the dwelling house of Henry Joel, the said Henry and Sarah his wife being therein, between the hours of five and six in the forenoon of the 3d of July, and stealing therein, a man's linen shirt, value 5s. four pair of mens leather shoes, value 5s. a woman's black silk cloak, value 15s. a muslin neck handkerchief, value 2s. and a check linen apron, value 1s. the goods of the said Henry Joel.

HENRY JOEL *sworn.*

I am a cordwainer at No. 4, East Smithfield; my house was broke open on Tuesday morning the 3d of July, between five and six.

Q. What time did you go to bed the night before?—About half after ten o'clock.

Q. Who went to bed last in the house?

—Lewis Harris: I and my wife were in bed when my house was broke; they wrenched off the lock of the back kitchen door.

Q. Was this girl a servant of your's?—I never saw her before in my life.

Q. What was the first thing that give you an alarm?—Lewis Harris came on the stair case and called me before six; he had taken Mary Jennings with the property in her lap, and I went down when he called me and I saw it, she had all the property in her lap which I have got here, but it is not half the property that I lost that morning.

Q. What past between her and you?—She said she thought it had been a

shop, she came to sell them, she had bought all the things at the outside of the door for two shillings.

Q. Was any part of the house broke open?—The back kitchen on the ground floor was, the lock seemed to be wrenched off.

Q. Where does this yard lead to? is it in the street or how?—It is a thorough fare.

Q. Your wife and you had not been out in the course of that night?—We had not, we were in bed and asleep.

Q. What may be the value of the things altogether?—About thirty shillings, I took them out of the girls apron loose, Harris has had them in his possession ever since, he brought them here; I can swear to the slippers they are my own making, I left them on the window the over night before I went to bed, I know the shirt, it is my own, there is no name to it, but I had only pulled it off the same morning; I know the muslin it is a neck handkerchief, I had worn it myself.

MARY JOEL *sworn.*

I am the mother of the last witness; I slept in the house this night and I came down between five and six in the morning, and when I came down I went to open the kitchen door and it was locked, and I went across the road to Mr. Harris for the key; I knew that he layed there that night, and that he had gone across the road, I stopped there, it may be twenty minutes or half an hour, and when I came back again with the key in my hand, Mr. Harris was with me, I saw this girl coming out of this house very fast with a bundle, and I took hold

hold of her arm and asked her where she had been? When I went out in the morning I left the kitchen door locked and the street door on the latch; I went out at the street door.

Q. Was the street door left open by Mr. Harris?—I cannot tell what he did, but I found the kitchen door locked and the street door on the latch, I came back with Mr. Harris with the key of the kitchen door in my hand; then I saw this girl running out of the street door of the house, she said, will you buy a bit of edging? I said let me look at it, and I saw this here apron hanging out of her lap on one side, and I said what have got here? she made no answer to that, I said you have got some of our property here, directly I took hold of her and we found the lock was taken off the kitchen door and the door was wide open; the lock was not quite off but loose.

Q. You say you went over the way for the key, as you was in the house, could you not get into the kitchen without going over to Mr. Harris?—No, I could not; how could I get in without the key?

Q. Did you go to the kitchen door before you went out that morning?—Yes, I went to get into the kitchen in the first place.

Q. Does this kitchen door look into the passage, or is it an inside door?—It is a door inside of the house.

Q. Is there any other door to the passage?—There is.

Q. How was the door to the passage locked or unlocked?—I cannot say, the door that was broke open was an inner kitchen door.

Q. When you went to this kitchen door before you went out was it light or not?—It was light.

Q. Are you sure that door was locked?—I know it was fast, but when I returned it was quite open.

Q. Do you know these articles taken from the girl?—I do; I am sure the shoes laid on the window the night before; the apron is my son's wife's, but I had washed it myself.

Q. Do you believe them all to belong to the prosecutor?—I am positively sure of it, the apron has aquafortis on it.

LEWIS HARRIS *sworn.*

Q. When you went down that morning did you observe the kitchen door?—I did, I locked it myself, I went out about five o'clock.

Q. What was the state of the door of the passage?—They got in at the front door, the street door, which was left on the latch.

Q. How was that door which was in the passage in the back yard, how was that?—I look upon that to be locked.

Q. Did you leave the street open?—No, I pulled it to; I went out at five o'clock, and Mrs. Joel came over to me for the key, and I returned with Mrs. Joel before six o'clock.

Q. Was it day light when you locked the kitchen door at five o'clock?—O yes, it was quite day light; when I came over with Mr. Joel I found the prisoner coming out of the street door with some edging in her hand; I took all the articles from her at the door and sent for an officer and gave charge of her, and have kept the articles ever since they were before the magistrate.

Q. Did you observe the lock when you came back?—It was forced open, and from the forte of the lock the window was broke; there is half a glass window to the kitchen door.

Prisoner. I was desired to sell these clothes by a woman in Rosemary-lane, and when I came into the passage this woman

woman came and stopped me, and said I had robbed the house.

GUILTY,

Of stealing only. (Aged 15.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

674. ANN LOWMAN and ELIZABETH ROGERS were indicted for feloniously making an assault in a certain field, in an open place, on Mary Lane, on the 23d of August, putting her in fear, and feloniously taking from her person and against her will, a cloth coat, value 2s. a cotton gown, value 1s. a flannel petticoat, value 6d. a muslin cap, value 2d. a silk hat, value 2d. a pair of worsted stockings, value 2d. a check apron, value 2d. a cotton handkerchief, value 2d. the goods of William Lane.

WILLIAM LANE *sworn.*

Mary Lane is dead.

STEPHEN RIDDINGTON *sworn.*

I took the prisoners both of them on the 23d of August. I am a constable; I never saw any thing of the robbery. They had all the things on them that they are charged with.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

675. ROBERT DELLEMOTTE was indicted for stealing, on the 2d of October, a pair of leather boots, value 12s. six pair of mens shoes, value 1l. 15s. six pair of soles for shoes, value 1s. 6d. the goods of John Dizney, privately in his shop.

JOHN DIZNEY *sworn.*

I was not in the shop at the time the things were taken.

ROBERT SIMPSON *sworn.*

I am a pawnbroker; I know the prisoner at the bar. On the 2d of October he brought a pair of boots, he pawned them for seven shillings and six-pence; I have them here, I am sure it is the same man, I had frequently seen him before; he came the next day and had a shilling more on them; he had eight shillings and six-pence in all; that is all I know.

Dizney. I am a shoemaker in Duke's-court, Drury-lane, in the parish of St. Martin's.

Q. Did you ever employ the prisoner? —No.

Q. Do you know the prisoner coming to your shop?—He came to me that afternoon, for me to go with him to get him into the militia; he came also on the next day, it was the next day that he committed this robbery; he came Monday, Tuesday, and Wednesday.

Q. When was the last time you saw these boots?—On Wednesday afternoon, I saw them in the window, I left him sitting in the shop till I returned from putting a letter in the post office; when I returned I found my shop door open, and my boots taken out, I had seen him frequently before, I have known him for many years; the boots are here.

Simpson. These are the boots.

Dizney. I can swear to them boots, they were for sale, they had not been sold to any body.

Q. What is the value of them?—Twelve shillings.

Prisoner. I have known the prosecutor for a long time, he perfectly well knows it is the first time I had been guilty of any offence of the kind, I did it through mere want; he knows me

B

perfectly

perfectly well, and my little family; I have three children, I lost my wife two years ago.

Dizney. I did understand that he had some children in the workhouse, but when I went to enquire I found he had defrauded the master of the workhouse out of fourteen pounds.

GUILTY. Death. (Aged 42.)

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

676. **RICHARD COLLINS** was indicted for stealing on the 25th of October, an iron spade with a wooden handle, value 1s. a pair of hay steel yards, value 1s. an halter, value 2s. a leather cropper, value 6d. a leather belly band, value 2d. a leather wanty, value 2d. a pair of plough chains, value 1s. 6d. a tame live hen fowl, value 6d. a live cock fowl, value 6d. the goods of Elizabeth Stevenit.

JOSEPH STEVENIT *sworn.*

I am the son of Elizabeth Stevenit; she is a farming woman; I locked the stable up the 24th of October between seven and eight in the evening; I missed the things the next morning between two and three, I was the first up, I saw the stable door, and I missed one of the horses first and part of an harness, a spade and a steel yard; the steel yard was in the barn adjoining to the stable.

Q. Did the prisoner work with you?
— No.

Q. Did you ever see him before?—
No.

Q. Have you got any things here? just produce one or two of the things. — I can swear to them by the weight, I can swear to the spade by this mending here, it cost eighteen-pence mending.

RICHARD GASS *sworn.*

I am a watchman and headborough; I took the prisoner on Friday the 25th of October, just a little before two o'clock in the morning, in the parish of Acton, close to the King's Head. I found this property on him, that spade, steel yard, and all in a bundle; the fowls hung at one end, and the spade and bundle at the other.

Prisoner. I had not had a bit of victuals for two days, I was drove out for hunger; I did it for want.

GUILTY. (Aged 28.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

677. **JAMES GILBERT** was indicted for feloniously stealing on the 16th of September, six pair of silver shoe buckles, value 1l. 10s. the goods of Joseph Flint privately in his shop.

JOSEPH FLINT *sworn.*

I was not in the shop at the time.

ROBERT BEDNELL *sworn*

My master is a shop seller, No. 362, Armitage-street, Wapping; I remember seeing the prisoner in the shop.

Q. What business had he in the shop?
— I don't know, I was not attending of him; I see him standing in the shop, and I heard my fellow servant say to him if he would take the breeches, he said he could not pay for them till night when he should have settled with his captain.

Q. What time of the day was this?—
About two o'clock, and about three o'clock I missed the buckles, they were packed up in paper whity brown and brown; I missed them then, wanting to put

put them up in another parcel, to be sent to Portsmouth with other goods.

JOHN WEAVER *sworn.*

The things were delivered to me at the office, and the man along with them, by a gentleman here, they have been in my possession ever since.

SAMUEL KNIGHTLY *sworn.*

I am a pawnbroker in East Smithfield; the prisoner at the bar brought the six pair of buckles into my shop; I never saw him before, he said he wanted twelve shillings on the six pair of plated buckles, he did not pawn them; I stopped him and the buckles.

Court. Then you did a very right thing, the public are very much obliged to you for it.

Flint. I am positive of their being my property, by a private mark, which is a greek character.

Q. What day was it you lost them?—
On Monday the 16th of September.

Court to Knightly. What day was it he came to you?—The same day.

GUILTY,

Of stealing but not privately. (Aged 50.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

678. **ANN ANDREWS** was indicted for stealing, on the 29th of September, three linen sheets, value 8s. a copper tea kettle, value 1s. a linen counterpane, value 2s. two check linen bed curtains, value 3s. the goods of George Beston, in a lodging room.

GEORGE BESTON *sworn.*

I live at No. 43, Fort-street, Westminster; I let lodgings to the prisoner

about a week before Michaelmas, or a fortnight; I let a room to this Ann Andrews, and Susannah Taylor, at three shillings a week; it was a two pair of stairs room forwards; they stayed one week, they paid me that week, and the next week they robbed the lodgings and set off with the key of the door.

Q. Which of them came to the room?—They both came and lived there, and they both took it together.

Q. Who paid you?—Susannah Taylor.

Q. When did you take the prisoner?—On Sunday, Michaelmas day, the 29th of September; my wife and I were walking in the park, and we see her, and gave charge to the constable.

Q. What did you miss from your lodgings?—Two sheets, two curtains, a tea kettle, and a coverlid.

Q. Did you recover any of these things?—None but what the pawnbroker has. One of the sheets was taken out of another room.

Prisoner. I wish to ask her whether I had any hand in taking the room, giving earnest, or paying the rent?—They both took it together, and they both came.

LYDIA BESTON *sworn.*

I know no more than the prisoner locking herself in while the other woman was gone out; I wanted an iron and a frying pan, and she would not let me have it; when I asked her, she would not open the door.

Q. What day was this?—On the Friday, the day before they went.

JOHN MOORE *sworn.*

On the 29th of September the gentleman sent to my house, I did not know justly for what, when I came he said it was to take this woman into custody; I searched her, I found two duplicates for two sheets, one was two sheets out of the room that she rented, and the other out of a different apartment.

TURNER sworn.

I am a pawnbroker, I have got the things here, they are sheets.

Q. Who did you take these sheets of? — I believe the prisoner at the bar, but I cannot positively swear to her person.

Q. Do you recollect when? — The 27th of September.

Q. Did she pawn them in her own name? — She pawned them in the name of Evans.

Q. Did you take any thing else of her? — Nothing but these two sheets.

Mrs. *Boston*. I know one of these sheets was in the room.

Prisoner. The person that I lived with was to me as a mistress, I was learning her business of her; I never pledged these things, but on Friday before Michaelmas the woman gave me these two tickets, and desired I would keep them till she called on me for them.

GUILTY. (Aged 32.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. Baron HOTHAM.

679. SARAH BURLEY was indicted for stealing, on the 14th of October, a globe glass lamp, value 2s. the goods of Thomas Hudson.

ELIZABETH HUDSON sworn.

I am the daughter in law to Thomas Hudson, he is a boot closer. I was gone from my own home about a quarter of an hour, and on returning again I found the prisoner in the passage, and I asked her who she wanted? she said she had been up to one of our lodgers, I said we have no lodgers; I tried one arm and I could not see any thing under that, and I was trying the other and she ran back into a back yard, and went to put down

this globe lamp, and I took it from her; it belongs to a religious society, and my father has the care of it; it was fixed there in a little round brass plate where the beam of it goes in, and it will take out with all the ease in the world; the lamp was there when I went out; it stands loose in a socket, it has no screw at all, there is nothing to fix it. Sarah Price was with me, and see me take the lamp from her.

SARAH PRICE sworn.

Promiscuously I went home with Mrs. Hudson, and I saw Mrs. Hudson take the lamp from the prisoner.

Prisoner. I was coming along very much intoxicated, a woman was coming out of this house, and she asked me to stop with this lamp while she went backward, I stopped a great while, I thought she was gone to ease herself, with that these two women came to the door while I was standing there with the lamp, and that gentlewoman that stands there beat me and used me very ill; I said don't use me ill, if I have done any thing amiss there is justice to be done. I have no witness at all but God and myself.

GUILTY. (Aged 30.)

Transported for seven years.

Tried by the first Middlesex Jury before

Mr. Justice HEATH.

680. SUSANNAH BARNETT was indicted for stealing, on the 17th of August, an iron frying pan, value 1s. a woollen blanket, value 1s. the goods of Stephen Ring in a lodging room.

STEPHEN RING sworn.

I live in Cable-street, Wellclose-square, St. George's in the east; I let lodgings to the prisoner on the 30th of July, a one pair of stairs front room, at three shillings

week; she stayed a fortnight, and two or three days, I cannot say which, she paid one week, she went away and sent the key by a stranger; I went immediately and looked into the room, and missed a frying pan and a blanket; the officer has got them here, they were in the room when she took it; she had them for her use.

Prisoner. Ask him who took the room? — She took the room, and a man with her, they were not married, but I put both their names down.

Jury. Do you accustom yourself to let out lodgings to girls of the town.

Court. To be sure gentlemen he does himself no credit.

JOHN TAPLIN *sworn.*

I have got a frying pan and a blanket, I found them in a room which the prisoner had taken in Petticoat-lane; the prisoner was not in the room, but the prisoner told me where to go to find this property in the room; I found it the 3d of October.

Ring. I can swear positively to the frying pan by my own mark S. E. K.

Prisoner. This here young man whom I was with took a room at Mr. Ring's, and he took me into keeping, and he ill used me, and beat me and turned me out of doors; and I have not seen him since. Mr. Ring told me when he took me if I could tell where the things were he would not hurt a hair of my head, so I knew where the young man had taken a room, and I told them where they might find the things.

Court to Ring. Did you make any promise that you would not hurt her? — I did not.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

681. MARY COOLEY was indicted for feloniously stealing, on the 21st of September, a pair of mens leather shoes, value 4s. a pair of iron shoe buckles plated with silver, value 2s. the goods of John Sweatman.

MARGARET SWEATMAN *sworn.*

I am the wife of John Sweatman. I live in Great Earl-street, Seven Dials. The prisoner entered our shop at ten o'clock in the morning, on the 21st of September; I had left the shoes there myself, I went into another room; I had not been out ten minutes, I saw the prisoner, and I took hold of her by the arm, she was in the shop, and I found the shoes and buckles under her arm, she was not in the shop when I went out of it. I have the shoes here, I can swear to them to be my husband's property.

Prisoner. I am a woman that gets my livelihood by shoe blacking, and I happened that morning to have a drop in my head, and I mistook the house.

Court. Did she use to black shoes for your house? — No, I never see her before.

GUILTY. (Aged 57.)

Fined 15.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM*

682. CHARLES LEWIS was indicted for feloniously stealing, on the 23d of September, three pint pewter pots, value 2s. the goods of Robert Sherbone.

ROBERT SHERBONE *sworn.*

I was at home when my pewter pots were stole; it was on the 13th of September. I keep the Spread Eagle in Old North-street, Red Lion-square;

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I saw the prisoner come out of a house opposite where I live, with something under his arm, and I rather suspected that he had something that did not belong to him, and he went away towards the square, and I followed him, and asked him what he had got? he said nothing belonging to me; I said I suspect you have, and I took three pots from him, one from under his arm, and two out of his coat pockets. I used to supply that house with pots, that he came out of, they had them the evening before.

Prisoner. A gentlewoman asked me if I would be so kind as to take these pots over to the public house; I told her I would.

Prosecutor. He was got more than sixty yards from my house, I never saw him before.

GUILTY. (Aged 23.)

Imprisoned six months in the House of Correction, and fined 1s.

Tried by the first Middlesex Jury before Mr. Justice HEATH.

683. JOHN MACARTHY was indicted for feloniously stealing, on the 22d of October, a cotton gown, value 2s. two check aprons, value 1s. a linen apron, value 6d. two muslin handkerchiefs, value 1s. a muslin apron, value 2s. a pair of fustian pockets, value 6d. two muslin caps, value 6d. a silk cloak with capes, trimmed with narrow lace, value 1l. a muslin apron, value 2s. a linen shift, value 2s. a pair of stockings, value 6d. the goods of Jane Clarke, three linen shifts, value 3s. three cotton aprons, value 3s. two muslin caps, value 1s. a muslin petticoat, value 6s. two pair of dimity pockets, value 6d. two pair of

cotton stockings, value 1s. five linen napkins, value 2s. 6d. a muslin binder, value 3d. and a muslin tucker, value 3d. the goods of Almeria Giles.

JANE CLARKE *sworn.*

I am a servant to Mr. Howard. I suspected the things were gone; Mr. Howard lives in Hawnorth-street, Bedford-square; I had left the things in the pantry on Monday night, I missed them on Tuesday morning; I left them the 22d of this month, the prisoner was employed in painting about the house a fortnight before; I know nothing of his taking them, nor I don't know how they were lost, I know the house was not broke open; the things are here; Almira Giles is a fellow servant of mine.

JOHN MILLER *sworn.*

I am one of the officers belonging to Bow-street. I have got the property here which I found in the prisoner's lodgings the morning after he was apprehended; I found them on the 23d in his room; I apprehended him in the playhouse, and I fetched him out.

Clarke. I know the gown by its being pieced.

Prisoner. I am innocent of the matter that is alledged to me. I have got two or three witnesses.

JEREMIAH DAILEY *sworn.*

The prisoner lodged with me a little time.

Q. Do you know where he was on the 22d of this month?—No, because I am a watchman.

Prisoner. Ask him whether I was not in bed on Tuesday at eleven o'clock.

Court. You are not charged with any particular time.

Prisoner.

Prisoner. The things were not in my possession, they were not found in the room where I lodge, they were found in a girl's room that I used to frequent.

Court to Miller. You said that you found these things in the prisoner's lodgings?—It was not in this man's lodgings, it was Church-street, St. Giles's, in a room that this man rented and lived with a girl.

Prisoner. I have sent for a witness that see another man carry the things into that room.

Court to Clarke. Had any strange woman any access to this house about this time?—No.

GUILTY. (Aged 22.)

Transported for seven years.

Tried by the first Middlesex jury before

Mr. Justice HEATH.

684. MARY ODDY was indicted for feloniously stealing, on the 5th of October, a black silk cloak, value 6s. a muslin apron, value 5s. the goods of John Hughes.

MARY HUGHES *sworn.*

I am the wife of John Hughes. I lost a black silk cloak, and a muslin apron, I missed the muslin apron on the 27th of September, and the black cloak on the 4th of October.

Q. Where did you keep them?—The black cloak was in the upper room, and the apron in the lower room of the house; the prisoner was a lodger of ours, she lodged with me till the time that she absconded. If she had lodged with me to the Saturday, the day following, that she went on the Friday, it would have been three weeks. I accused her with the apron on the 27th of September, and she absconded imme-

diately; I found the duplicate of it at Mrs. Edwards's house, and money to fetch the apron out.

ELEANOR EDWARDS *sworn.*

This Mary Oddy gave me the duplicate and some money to give to Mrs. Hughes to fetch the apron out; I believe it to be the 4th of October. I had only the duplicate of a cloak, but I had the money to fetch both apron and cloak, as I understood her husband had the duplicate of the cloak. She has a brother that is a man of great property, and he allows her a guinea and a half every month; and it is generally paid at my house. She makes sailors jackets, and fops, so it is called.

JOHN TAPLIN *sworn.*

I found the duplicate of the cloak at Mrs. Edwards, and Mrs. Edwards went with me to find the prisoner.

Prisoner. My husband and I had a few words, and I left the house, and when I left the house Mrs. Hughes lent me the gown and apron to pawn; as soon as I took my money I paid Mrs. Edwards seven shillings and six-pence I owed her, and left the money for Mrs. Hughes, for the things; Mrs. Edwards has got a son that is transported, and she said she would get forty shillings by me likewise; he is here in Newgate now, and has got two children.

Not GUILTY.

Tried by the second Middlesex jury before

Mr. Baron HOTHAM.

685. DENNIS PALMER was indicted for stealing, on the 17th of September, a silver desert spoon, value 5s. the goods of John Willymott.

JOHN

JOHN WILLYMOTT sworn.

I only come to prove my property.

MARTHA DAVIS sworn.

I am a pawnbroker's wife where the man came to sell the spoon; the prisoner was the person, he came to me I believe on the 14th of September on Saturday morning; the spoon being defaced, and the arms being endeavoured to be taken out, I thought it was stole, and I stopped the spoon and the prisoner; I sent for an officer from Bow-street, and had him taken to Bow-street; and I saw this gentleman's carriage come to Bow-street, and I saw the same arms on the carriage as on the spoons, although it was defaced.

Willymott. I believe this to be my spoon.

Mr. Wentworth to Davis. Was that the article the prisoner brought to you? — Yes, it was doubled together that I might not see what arms was on them.

Q. What was it gave you the suspicion? — By this being defaced, and being bruised in the manner it was. The woman that lives with the prisoner brought the bowl of the spoon the evening before.

Q. You have produced the bowl of the spoon? — No, I have not, I produce only what the man brought; if you can find a bowl to that then I produce a bowl.

Q. Did you put any questions to him? — I did, I desired him to come into the parlour, and asked him how he came by it? he said it was given him. When Treadway came I desired him to speak the truth, he said he found it in a cess pool; I then asked him how he came to get the arms out? he would not make me any answer to that.

Mr. Wentworth to Willymott. Do you know this spoon to be your property? — I have more of the same.

Q. Can you positively swear to this being your property? — I can.

DINAH KITCHEN sworn.

I know I had the spoons in my possession on Saturday, and he was apprehended the Saturday following; he was a carpenter at work repairing the house.

The prisoner called one witness who gave him a good character.

GUILTY. (Aged 52.)

Imprisoned three months.

Tried by the second Middlesex Jury before

Mr. Baron HOTHAM.

686. JEREMIAH STEPHENS and RICHARD CHINNERY were indicted for stealing, on the 15th of October, a flannel petticoat, value 2s. 6d. a check apron, value 2s. a linen apron, value 6d. the goods of Catharine Humphries, and a linen apron, value 6d. the goods of John Whealey.

HANNAH WHEALEY sworn.

I am the wife of John Whealey; I know the prisoner at the bar, my husband is a carpenter, the property was in the yard hanging on a horse, the prisoners were in the house during all the afternoon; I keep a public house.

Q. What do you know of their taking these things? — I don't know any thing of their taking them; I saw them between eight and nine in the evening in the yard, of the 14th of October; I missed them at eleven o'clock at night when we shut up; I missed only a coarse apron my property, the rest belonged to Catharine Humphries my servant.

JOHN TAPLIN sworn.

I am an officer; I produce the things, I found the things in Leadenhall-market; they were in a little shed, about the middle of the market concealed. I don't know to whom the shed belonged.

Q. Do

Q. Do you know how they came there?—Jeremiah Stephens took them there, he told me so.

Q. Did you or did any body else make him any promise if he would confess?—Yes, I did myself. I went to his house about five o'clock in the evening, he was in bed; I asked him if he had such and such things in his house? he told me they were in Leadenhall-market in a shed; he took me to the place.

Q. Was Chinnery present?—He was not; I know nothing of Chinnery taking the things only what Jeremiah Stephens told me.

Mrs. Whealey. This apron is mine, I made it.

Prisoner Stephens. This man asked me about twelve or one o'clock in the day to drink a pint of beer with him at this woman's house, and I found this parcel in the street about ten o'clock at night when I came from that house.

Court to Mr. Whealey. Do you remember Stephens coming into the house?—Yes, he was there that day, he had nobody in company with him but Chinnery.

Jeremiah Stephens, GUILTY. (Aged 55.)

Imprisoned six months in the House of Correction, and fined 1s.

Richard Chinnery, Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Justice HEATH.

687. WILLIAM STOLLARD was indicted for stealing, on the 28th of September a hundred and sixty-four silk handkerchiefs called bandanno handkerchiefs, value 20l. the goods of James Legrew and John Peltrau, and

MARY KIRBY was indicted for feloniously receiving the same, knowing them to have been stolen.

(The case was opened by Mr. Knapp

JOHN PELTRAU *sworn.*

My partner's name is James Legrew we are silk manufacturers in Stewart street, Spitalfields; the prisoner Stollard was a porter, he had been with us about six weeks, the prisoner Kirby was apprehended before I received any information, and I found her with the officer, and she confessed.

Q. Had you made her any promise of any favour?—No.

Mr. Knowlys. The man was brought to your house first?—He was, but it was after I had gone to the apartment of Mary Kirby; I desired her to tell the whole of it, and she said she would, if I would have a little patience; she was crying and frightened, I asked her what she had to say?

Mr. Knapp. What did you say to the man?—After I had asked her what she had to say, she said he had given her thirteen or fourteen pieces of bandanno handkerchiefs, but he had only taken two of them from me, the remainder he had bought in the street.

Q. Did the woman or the man say any thing else?—No.

Q. Do you know whose lodgings they were?—I don't.

Q. When you went back to your warehouse, or before, did you miss any property?—Before I had not, but after he was examined the first examination, I found by our number book that we had lost what is in the indictment; there were some produced by the pawnbroker but the marks were cut off.

Mr. Knowlys. Have you no other partner except Mr. James Legrew?—No, no other.

Q. You was examined before the magistrate? Did you mention a syllable of the man's having said any thing to you before the magistrate?—I did, I made two

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depositions

depositions, I think the first was before Mr. Floud.

Q. Did you sign more than one examination?—Not more than one.

Q. Look at that and tell me if that is your signature?—It is.

Q. There is not a word of that circumstance of his confession in it.

Court. What was the first magistrate's name?—Mr. Floud.

Q. What was the second?—There were two, Mr. Floud and Mr. Colquhoun.

Mr. Knowlys. This man was living in your service at this very time that he was taken up?—Yes.

Q. He was going with a parcel to an inn when he was apprehended?—I believe he was.

Q. Could you then say, Mr. Peltrau, that there was any property of your's missing?—I could not discover it till we had taken stock.

Q. Have you taken stock since that time?—I have, and missed those.

Q. Can you say that there are some missing that have not been sold?—Yes, I can, I examined every number and these were missing.

Q. The first time you saw him was in the custody of Armstrong I believe?—It was.

Q. Had your partner seen him before that time?—No, he had not, he was taken to Mr. Legrew's house, it is in the way from her apartment to the office.

Q. Are you sure that Mr. Legrew had not seen him before you saw him?—I am.

Mr. Knapp. You say you was examined twice, was it before the same magistrate or different?—It was before different magistrates.

Q. This conversation that you have stated to the court of both the prisoners, was it at the first examination or the second?—At the first examination.

Q. So that if it was on the first examination, and not at the second, it would not appear here in this deposition?—I mentioned it myself in the second as well as the first.

JOHN PRICE *sworn*.

I am a pawnbroker; I am my father's son, I live at No. 121, Wentworth-street, Whitechapel; I produce two handkerchiefs, I received one on the 24th of August, and the other, the 12th of July; I received one of Mary Kirby the 12th of July; I am not certain of whom, I received the other of Harriot Bole or Mary Kirby, I don't know which.

HARRIOT BOLE *sworn*.

I know the prisoner Kirby; I lived with her, she took me in when I was sick about three months ago; two or three days after I came to live with Mary Kirby, I saw this man the prisoner, bring some bandanna handkerchiefs, he came every day, he brought some every day.

Q. To whom did he give them to?—To Mary Kirby.

Q. How long did he continue bringing handkerchiefs?—All the time I was there.

Q. How long was you there?—About three months. He came there sometimes twice a day and brought a few every day, sometimes twelve in a piece or seven in a piece; he said he travelled the country when he first brought them, and two or three days after that he said, he had ruined his master and he should go to sea; they were chocolate colour and blue birds eyes.

Q. How soon did you give the information against him?—I was taken up, and then I told all this.

Mr. Knapp. Did you do any thing with the handkerchiefs yourself?—I went to pawn several of them.

Q. At

Q. At what pawnbroker's?—At a great many, but I cannot mention their names; I recollect Mr. Davis, in Bishopsgate-street.

Q. Did you see your mistress do any thing to the handkerchiefs first before you went to pawn them?—I see her sometimes cut off the sag end, and sometimes I cut them off; when there was a fire I was to burn them, when there was no fire I was to chuck them down the necessary.

Mr. Knowlys. You was taken up about some butter?—I was.

Q. Was that the first time you was taken up?—It was.

Q. Do you mean to say you was never taken up on a charge of felony before?—Yes, I was taken up once.

Q. How long before this was it that you was taken up?—I cannot say how long it was.

Q. What became of you when you was taken up then?—I went along with a parcel more, and I was turned up.

Q. What is being turned up? how long have you been acquainted with these terms?—The gentlemen discharged me.

Q. What was it for?—I was accused of a watch.

Q. Now we will come to this butter firkin again, did not they know that you had pawned some of these handkerchiefs?—Yes.

Q. You never made any discovery till you was taken up?—No, never.

CHARLES FRENCH *sworn.*

I am servant to a pawnbroker, to Mr. Warner, No. 14, White-row, Spitalfields; I have got two handkerchiefs, I received one of Mary Kirby, and the other of the last witness, Harriot Bole, that of Mary Kirby on the 16th of July, and that of Harriot Bole on the 13th of September.

MARY LACEMAN *sworn.*

I am a pawnbroker, I produce one handkerchief, I took it in, I don't recollect of who.

Court to Harriot Bole. Do you know French, that was just now examined?—I do.

Q. Look at that handkerchief, do you know that handkerchief?—I do, I remember pawning it with French.

Q. Was it after you came to live with your mistress?—It was.

JOHN ARMSTRONG *sworn.*

I am an officer belonging to the police office, Shoreditch, I apprehended the prisoner Kirby in Dillon's-court, Petticoat-lane, I found nothing in her room at all.

Q. Was there any conversation passed between you and the prisoner Kirby?—There was, I told her my business, and told her to tell all that she knew about it.

Q. Did you hold out any promises to her?—I told her it would be better for her.

Q. Then we must not hear it?

SAMUEL HARPER *sworn.*

I apprehended the prisoner Stollard by his master's door; I took him to Mary Kirby's room, she was with me when I did apprehend him, for I asked her if he was not the person, I searched him, but I found nothing on him but what his master knew. I produce some sag ends which were found in the privy joining her door almost. Mr. Armstrong and I had a man of that profession to drag the necessary, and there these sag ends were found.

Mr. Knowlys. This privy was for the common use of all the rest in the house?—I suppose it was, and I believe common to all the rest in the court, there is nothing to hinder them.

Court.

Court. Did you tell Stollard it would be better for him to confess?—I never told him so, I knew better.

Court to Armstrong. Did you tell Stollard it would be better for him to confess?—No.

Mr. Knowlys. Did not you tell the woman so in the presence of Stollard?—I did.

Court. Did he confess at that time?—He did.

Q. Did you tell her before him that it would be better for her to confess?—I cannot say I did, I might; I was not in the possession of what I am now, or I should not have done it.

JAMES BAILEY *sworn.*

I am an handkerchief printer; I print handkerchiefs for Messrs. Peltrau and Legrew; I generally puts the initials of every person's name that I do for, at the fag end of the piece of the handkerchiefs.

Q. Be so kind as to look at these fag ends, and see whether you should know them to be your work or not?—Here is one done at my house, it has my mark on it, L. P.

Q. What do you put L. P. on there for?—To denote the initials of Mr. Peltrau and Legrew's name; here is another that appears like it, but the name is defaced nearly; I verily believe they were done at my house.

Mr. Knowlys. I believe you would not venture to say that these would match the pattern of any handkerchief here produced?—That I cannot nor no man living can in the state in which they have been in.

Q. What are they marked with?—With a type and ink, prepared on purpose, for which I have a patent.

— READ *sworn.*

I am an excise officer.

Q. Look at these fag ends and see if you know any of them?—Yes, one piece was stamped by me for Mr. Bailey, before they came to the prosecutor's.

Mr. Knowlys. You as an excise officer, stamp all that are brought to be stamped?—Yes.

Q. And they cannot sell them without being stamped?—Not legally.

Q. And you stamp for all the World?—Yes.

Prisoner Stollard. I leave my defence to my counsel.

Prisoner Kirby. As for that girl Bole, she is a common prostitute, it is not the first false oath she has made by a great many; she was a witness against her own sister, and received five guineas of Mr. Armstrong. As to this privy it is made use of by a dozen misfortunate girls besides me.

The prisoner Stollard called two witnesses to his character.

Court to Peltrau. Had William Stollard access to this place where these handkerchiefs were deposited?—Yes, always.

William Stollard, GUILTY. (Aged 27.)

Transported for seven years.

Mary Kirby, GUILTY. (Aged 19.)

Transported for fourteen years.

Tried by the first Middlesex Jury before

Mr. Justice HEATH.

688. JAMES SIMMONS was indicted for stealing, on the 5th of October, two silver tea spoons, value 12s. the goods of John Walker, Esq.

WILLIAM WATSON *sworn.*

I live with Mr. Walker; I know he lost two spoons the 5th of this month; I saw them in my master's kitchen about eleven

eleven o'clock, I missed them going out of my pantry; I saw James Simmons take the spoons out of the kitchenwindow and conceal them in his apron.

Q. What was he doing in the house? — He came down as a fishmonger's servant; he turned about and saw me; he asked me if we wanted any fish from the fishmongers? I asked him what fishmonger's he came from? he said he came from the fishmonger's out of Claremarket that supplied Mr. Walker with fish; I asked him his master's name? he could not tell me, with that I shut the door on him, and asked him what he did with the spoons? he said he had got none, I held him by the collar with my left hand, and took the spoons out of his apron with the right; they were my master's spoons I am sure of them, they are not marked with my master's name, they formerly belonged to Alexander Hender, and he was a bankrupt, and my master bought the house and every thing that was in the house at the time; they have on them A. T. H. I had observed these letters on them before I gave the spoons to Wightman the constable.

—— WIGHTMAN *sworn*.

These are the spoons that Watson gave me, and I have had them ever since.

Prisoner. I was passing by that gentleman's master's house, and he came up the area steps, and laid hold of me, and said that I had stole his master's spoons; there was a man in a blue coat came up the very minute before the footman, and crossed the field; I have got nobody here at present.

GUILTY. (Aged 25.)

Transported for seven years.

Tried by the first Middlesex jury before Mr. Baron HOTHAM.

689. WILLIAM BROWN was indicted for feloniously breaking and

entering the dwelling house of Esau Alfred, Jane his wife, and Eleanor Duck being therein, about the hour of ten in the forenoon of the 14th of October, and stealing therein a man's blue coat, value 7s. a cotton gown, value 3s. a damask napkin, value 1s. a woman's check linen apron, value 1s. the goods of the said Esau Alfred.

JANE ALFRED *sworn*.

I am the wife of Esau Alfred, my husband is a labouring man, No. 2, Castle-lane, Westminster.

Q. Do you remember being in the house when it was broke open? — The street door was on the latch, I was gone backward into the yard, and my front parlour door was on the latch, Mrs. Duck was up stairs, she is a very old woman, that very seldom goes out; the prisoner opened my front room door, and went through my front room into my bed room, and took my husband's property; I saw them through a window.

Q. Do you know the door was shut? — I shut it after him.

Q. How long before? — Not half a minute, I am sure it was on the latch.

Q. Can you swear that positively? — Yes, I am positive.

Q. What makes you so positive? — Because I latched it again; I saw the prisoner in my room, I did not see him open the door to come in; I looked through the parlour window, and when I saw him in the room I turned round and met him at the parlour door, and he had got my husband's blue coat, &c. I hallooed stop thief! he ran out of the door before me, and was taken in less than four or five minutes, not more; my son followed him directly on my calling stop thief; I saw him try to fling some things over some pales into a garden, and they hitched on some of the pales on the top, and I went and took them immediately;

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mediately; I gave them to the constable.

JACOB ALFRED *sworn.*

I am the son of the last witness; I was standing at my own door at ten o'clock in the morning. I live on the other side of the way. When he got facing my house my mother cried out stop thief! I was close to him all the time and took him directly; he attempted to throw the things over, but they hitched on the pales.

JOHN LLOYD *sworn.*

I am a constable; I have got a bundle, I received the bundle of Jacob Alfred when I took the man into custody, they have been in my possession ever since.

Jane Alfred. I will swear to the check apron it rolled in the kennel, the things are all over dirt; I can swear to the napkin, and to the gown by a piece that I put in under the arm.

Prisoner. I have nothing at all to say in my defence; I have not let my friends know any thing at all about it.

GUILTY. Death. (Aged 19.)

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

690. **EDWARD BARNES** was indicted for making an assault on the King's highway, on Thomas Day on the 18th of October, putting him in fear and feloniously taking from his person and against his will a steel chain, value 1d. a steel seal, value 1d. the goods of the said Thomas Day.

THOMAS DAY *sworn.*

I saw the prisoner last Friday evening the 19th of October, between five and six o'clock, rather before I met him just

at St. Martin's-court; I was alone, I was going from the City home to Vine-street, Piccadilly; I had not been in the court more than five yards before I saw that man coming, he came up to me and takes his hand and pulled me about, and he seized my watch, and he carried off part of the chain and seals, and away he ran, and I called out stop thief! and he was stopped in a very little time indeed, in St. Martin's-court; I saw the people about him, and I went up to him and said you are the villain that snatched my watch.

Q. Then it was not dark at that time?—No.

Q. Then I have only to ask you whether you are positive?—I am.

Prisoner. As I was going through St. Martin's-court, I heard this gentleman cry out stop thief! and with that he comes up to me and says, you have got my watch; I said I have not got the watch; I see a man run before me. He up with his hand and with his cane gave me a knock on the head; I said don't ill use me; and there was a parcel of people surrounding me, and I was taken to Bow-street; I have no witness to call. When they took me up to Bow-street, I says to the gentleman, I beg you will look to see if you have not got the watch, he said if I have got the watch, you must have played a slight of hand trick, accordingly he felt and he found he had got it in his pocket.

GUILTY,

Of stealing but not of the Assault.
(Aged 22.)

Transported for seven years.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

CATHARINE

691 CATHARINE JONES was indicted for stealing, on the 5th of October, a cloth coat, value 10s. two woollen waistcoats, value 8s. a kerseymire waistcoat, value 6s. a cotton waistcoat, value 3s. a pair of thickset breeches, value 5s. a linen shirt, value 6s. two muslin neckcloths, value 1s. 6d. a linen handkerchief, value 4d. a leather powder bag, value 6d. a pair of steel scissors, value 6d. two powder puffs, value 3s. a razor case, value 6d. two steel razors, value 4s. a pair of cotton stockings, value 1s. a cloth brush, value 1s. a man's hat, value 4s. the goods of James Vallans, in a dwelling house of persons unknown.

JAMES VALLANS sworn.

I am a servant, I lost some property the first of October at night, it was in Lukener's-lane, at a house.

Q. At whose house was it?—I don't know, they were in my hand.

Q. Did anybody take it from you?—If your lordship will give me leave to relate the story I will relate it. The 1st of October at night, I was going up Holborn and I met two women, the prisoner at the bar, and one who named herself Ann Brown, they asked me to give them a glass of liquor? which I complied to, and afterwards asked me to go home with them? they took me to Lukener's-lane; they took me up stairs, and I agreed to sleep with Ann Brown, and the prisoner at the bar was in company at the same time, she withdrew from the room; in about a quarter of an hour Ann Brown agreed to sleep with me; I asked her if the door was fast? she said it was; my bundle was left in the chair, and my wearing apparel that I had on was left hanging over the chair.

Q. Had you been drinking?—I had a little, I was a little intoxicated, I had been drinking so far as to be merry; I had had a glass or two of spirits; then in the morning when I awoke I looked

about me and saw my bundle was gone, and likewise my wearing apparel; part of it is in court.

Q. What do you know of the prisoner taking it?—I found my property on her in the morning of the 2d, between eight and nine, at Cow-crofs.

Q. Where was she?—She was walking with the bundle down Cow-crofs, when I caught her, I secured her with the bundle, and took her to the constable.

Q. Then you don't know of her taking it?—I don't know for a certain; the other girl was discharged before the magistrate.

Prisoner. I was walking down Cow-crofs, and a young woman came out of a pawnbroker's shop, and she had a shilling in her hand and a duplicate, and she asked me to hold the bundle for her.

Q. Where was the other woman when you got up in the morning?—She was with me.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

692. THOMAS KNIGHT was indicted for stealing, on the 7th of October, a cotton handkerchief, value 1s. the goods of John O'Brian privately from his person.

JOHN O'BRIAN sworn.

I am a servant, I was out of place at the time I was robbed, it was the 7th of October, between eight and nine o'clock at night, it happened in Oxford-road; I was going up Oxford-road, my wife and I were together, she had hold of my arm; I saw two men after me, they were coming on pretty close, I drew my wife

wife in towards the houses, for to make way for the two young men that were coming on, and I looked on before me and I did not see them pass.

Q Did they pass you and your wife ?
—No, they did not, but I thought they wanted to pass, they were in such a hurry. A gentleman came up and tapped me on the shoulder, he said sir, you have lost your pocket handkerchief; the gentleman's name is Joet. Sir, says I, if you have got any handkerchief it is not mine, because I have not pulled out my handkerchief; no, says he, the two men that pass you have pulled it out of your pocket, and if you will go with me I will shew you the way they went. I went with him, they got into the next street from Wardour-street; they walked on very smart before us, and when they found that we walked on smart after them they began to run.

Q Do you know the name of the street?—Noel-street; they got into Wardour-street, and I bawled out stop thief! and I came up to the prisoner at the bar, and knocked him down at a building in Wardour-street.

Q Was it this man you knocked down or the other?—This is the man, the other got on before me, he made his escape, he was not taken at all.

Q Was any thing found on the prisoner?—I took my handkerchief from under his arm forcibly.

Q What was your handkerchief?—A cotton one.

Q How do you know it was your's?—It had three or four darns in it, and in taking it from him he tore it; I did miss such an handkerchief the very minute the young man spoke to me, I am sure it is my handkerchief.

Q When had you last seen it in your pocket?—In Monmouth-street; he wanted me to let him go, and I said I would not, he turned about, and by the light of the lamp I see he drew a spring

knife out of his pocket, and he cut me across the wrist.

Q Did you lose sight of him after that?—I did, he got away from me after that, he cut me before he got away.

Q What street was this he cut you in?—Wardour-street.

Q How soon after did you see him after you lost sight of him?—In a very few minutes, near Wardour-street, in a public house.

Q How did you know that was the same man? Was there other people in the public house?—Yes, there was many more; Mr. Johnson heard the word stop thief! and he pursued him as I am informed, and took the knife from him, and gave him to the runners.

Q How came you to the public house?—There was a man that came to Mr. O'Conner's, the apothecary, in Wardour-street; I was there to get my hand dressed.

Q Who came to you there?—I don't know. And he told me the prisoner was at the public house, and that I must come and make my appearance and know the man, or else the runners could not keep him, so I was obliged to run through the street.

Q Did the runners point him out or did you know him?—I knew him by his dress and appearance and being pock marked; I had had him by the light of a lamp that I could see him plain by.

Q What distance of time might there be between the time he cut you, and the time you saw him in the public house?—About five minutes. Then I went back to the apothecary, and got my hand dressed and stitched, and have been lame ever since; I have no doubt but that is the man that took the handkerchief from me, and that he cut me in my wrist.

JOSHUA JOET *sworn.*

I am an ironmonger; I was passing the street at the time, it was in Oxford road

road; I saw two men behind O'Brian and his wife.

Court to O'Brian. Did you feel his hand in your pocket at all?—No, I did not.

Q. Had you any suspicion of being robbed at all?—No, none at all.

Q. You felt nothing about you to induce you to think you was robbed?—No, nothing.

Q. What might the value of this handkerchief be?—I gave three and sixpence, three and nine-pence halfpenny we call it, about seven months ago.

Jest. I saw these men, the prisoner and the other man who is not here, who escaped, just coming behind O'Brian and I saw them keep looking back to see whether O'Brian noticed their having taken any thing from him, they had the handkerchief in their hand.

Q. Which of them?—I am not certain, but I think it was this man at the bar.

Q. Did you see either of them take it?—I did not; I went on making belief as if I did not notice them, then they crossed over the way, then I ran back and asked O'Brian whether he had lost his handkerchief? he felt in his pocket and found he had. so I went with him and went down Berwick-street and turned down Noel-street, and seeing this man and another before us, I said there were the men, just after I said so they set off running and turned round into Wardour-street, we caught this one just at the top of Wardour-street, O'Brian knocked him down.

Q. From the time that you saw the prisoner and the other man with the handkerchief, till the time you saw him knocked down, was he out of your sight?—Yes, he was while I turned round to tell O'Brian.

Q. Where did you first see him again?—In Noel-street.

Q. Are you sure that the prisoner, the man that was knocked down, is the same that was in Oxford-street passing the prosecutor?—Yes, I am sure it was.

Q. What passed when you got to Wardour-street?—I see him knocked down by O'Brian, the prisoner got up again, and O'Brian took the handkerchief from the prisoner after he was up.

Q. Did the prisoner do any thing to O'Brian?—He cut his wrist, he made two attempts, he first cut his coat.

Q. Who kept the handkerchief?—O'Brian.

Q. What became of him, did he get away or did he not?—He cut him and then O'Brian was forced to let him go.

Q. Was he pursued by any other people?—I don't know who pursued him, he was pursued by other people.

Prisoner. Ask the witness whether he can swear which was the pocket that the handkerchief came from?—No, I did not see the robbery committed.

WILLIAM JOHNSON *sworn.*

I am clerk to a banking house; I was at the end of Dean-street, I heard a cry and saw the prisoner running, coming from Wardour-street towards the end of Chapel-street; I made towards him, and while I was in the act of seizing him, I heard people say take care, take care, he has a knife, on which I was determined to secure him, which I seized him by the collar, and threw him to the ground with his face towards the ground, and putting my knee upon him I took this knife from under him; I did not perceive it till I suffered him to rise in consequence of the patrol coming up to take care of him; I delivered him into the patrol's hand, and desired search might be made

made after the gentleman that was robbed, and consequently I ordered them to take him into a public house in Oxford-road, between Wardour-street and Chapel-street. Joet joined the pursuit and told me to take care of the knife; when the prosecutor came into the public house, I asked him if that was the man that had so cut and robbed him? he declared that it was.

SAMUEL SKEATE *sworn.*

I am a patrol belonging to Bow-street. On the 7th of October, between eight and nine; I and two the same as myself, were on the beat in Oxford road; and I heard the alarm crying out stop thief! behind me; I ran up and saw a good many people, and some came up and told me what was the matter, and Mr. Johnson had the knife in his hand, and he said this person has been cutting with this knife.

Q. Did you see the prisoner on the ground?—I did not, he was on his feet, at the time the other two patrols had took hold of him, one of each arm.

Q. Was he carried to the public house?—He was, in Oxford-road.

Q. Did the prosecutor come there?—He did.

Q. Did he know the prisoner?—Yes.

DANIEL MACLARIN *sworn.*

I am a patrol of Bow-street; the first that I saw of the prisoner we were going down Oxford-road; I saw him first between Wardour-street and Chapel-street, in Mr. Johnson's custody, they were just tumbled down both together, as I got up Mr. Johnson happened to give him a throw, and they came down both together.

Q. Did you see any knife?—Yes, as I got hold of his collar to raise him up one Clark, a patrol, had hold of the other side; the knife was laying just under his belly, as near as I can guess.

Q. Was he carried to a public house?—He was.

SAMUEL CLARKE *sworn.*

I am a patrol, I came up with Mac-larin, I did not see more than he did, we were both together.

Prisoner. I had been to Swallow-street to see my aunt, at about half after eight I was coming down Berwick-street, and I heard an outcry of stop thief! a man in a blue coat runs past me and heaves an handkerchief down, and I walked on; this here gentleman, Mr. O'Brian, immediately caught hold of me and knocked me down, and said I was the man that robbed him, and took an handkerchief from my own pocket, and said how that was his handkerchief, another gentleman came up and brought his handkerchief, and said there was the handkerchief the man had stole.

Court to Prosecutor. In what manner was this handkerchief under his arm open or wrapt up?—He had it under his arm put outside of his coat, and had hold of it with the other hand; another handkerchief was taken from him after I had taken him.

Johnson. In going back to the public house this handkerchief, which was not the prosecutor's, lay on the pavement, and I picked it up.

Court to Prosecutor. Where was the public house?—In Oxford-road, below Wardour-street.

GUILTY,

Of stealing but not privately from the person.

Transported for seven years.

Tried by the first Middlesex Jury before Mr. RECORDER.

693. **DAVID DONNOUCHTY** was indicted for stealing, on the 18th of September, a silk handkerchief, value 2s. the goods of Thomas Smith.

THOMAS

THOMAS SMITH sworn.

I am a coal merchant. My pocket was picked in Bishopsgate-street; I felt something touch my pocket; it was on the 18th of September; I put my hand in and found my handkerchief gone; I turned round to see who was next me, and two men immediately crossed over and ran up New-street; I cried out stop thief! and he was taken; he fell down, and as he was rising up from the ground, I found my handkerchief under him, and I took it up and gave him into the care and custody of the beadle, and took him before the Lord Mayor.

Q. How do you know it was your handkerchief?—By the mark T.S.

Q. What did you do with the handkerchief?—I delivered it to the officer by my Lord Mayor's direction at the Mansion House.

Q. Had you kept it till then?—I took it from the ground, I delivered it within an hour afterwards.

Prisoner. I was walking down Wood-street, and I was collared by that man; he charged me with stealing an handkerchief.

Court. Is this one of the two men that you see cross over?—Yes, I am sure of that.

Prisoner. Two men came and charged me with robbing the prosecutor of an handkerchief. I am innocent of the handkerchief; I know no more of it than a child.

JOHN LANGLEY sworn.

I am a watchman; I saw the prisoner take the handkerchief out of the prosecutor's pocket, on Wednesday, between one and two o'clock, in Bishopsgate-street; the prisoner put his right hand into the gentleman's pocket, he ran away across the way, and ran up the street; the man that stopped him was a bricklayer's labourer; I never lost sight of him; I saw him knocked down by a man in a

blue coat crossing from the India house; I saw an handkerchief under him.

THOMAS SAPWELL sworn.

I produce an handkerchief which was delivered into my custody by order of the Lord Mayor.

GUILTY. (Aged 19.)

Court to Langley. Did this man use you ill at all?—He struck me in the face, he said he would take my life away if he once got clear.

Transported for seven years.

*Tried by the London Jury before
Mr. RECORDER.*

694. **JOHN TATE** was indicted for stealing, on the 7th of October, a linen handkerchief, value 2s. 9d. the goods of James Johnson.

JAMES JOHNSON sworn.

I am in the medical profession; I was robbed on Monday the 7th of this month, about half past seven in the evening. I was in Cheapside walking along, going eastward, and I found this person's hand in my pocket, which I held there in my pocket till I made a gentleman that was walking along with me take it out. On searching my pocket I missed my handkerchief from the same pocket, it had been taken away previous to that, but I did not miss it before.

Q. You never missed your handkerchief till you got his hand in your pocket?—No. I took hold of the prisoner, and I and the other gentleman, and we went into a shop, and he produced another handkerchief and asked me if it was not mine? After coming out of the shop I continued having him in my custody till we came to the corner of King-street, when he drew a knife and said

said damn me I will do for you. I found the handkerchief in the prisoner's pocket after this circumstance; he was examined first; I can swear to that handkerchief being mine by having two I's. I gave it to one of the officers.

Q. Have you got it here?—No, I have not.

Q. What may be the value of it?—Two shillings and nine-pence.

Prisoner. Did you take the knife out of my hand or out of my pocket?—Out of his pocket.

Court. Did you see whether it was the same knife that he drew upon you?—It was.

Q. Did he cut you?—No, he attempted to cut me, but I jumped on one side.

Prisoner. Ask him whether he took the handkerchief from me?—Yes, I did.

PETER LESBY *sworn.*

I am a wine merchant; I was present when this gentleman was robbed.

Q. Did you see him robbed?—I did not. Mr. Johnson called to me and said look here, and I saw this man with his hand in his pocket detained there by Mr. Johnson; I was in company with Mr. Johnson at the time; he was afterwards carried down Cheapside, at the corner of King-street he pulled out a knife with which he attempted to run at Mr. Johnson; he requested that he would leave holding of him, and that he would walk along peaceably, and then we let go of him.

Q. When he attempted to use this knife had any body hold of him or had

they not?—Nobody had hold of him then.

Q. At what part did he attempt?—I did not see that; I see Mr. Johnson run from him.

Court to Johnson. Where was it he attempted to cut you?—He threatened at my breast; he drew his hand and attempted to strike me with it, and I stepped on one side.

Court to Lesby. Was he examined by any body?—No further than I see four handkerchiefs taken out of his pocket.

Q. Who searched him?—I don't know; I saw the handkerchiefs in Mr. Johnson's hand in the street, and I saw the knife.

Prisoner. I leave myself entirely to the mercy of the court; it is no service speaking any thing.

LEWIS DESERMORE *sworn.*

I was present when this gentleman was robbed, I was passing; I saw the prisoner's hand in Mr. Johnson's pocket.

Prisoner. As I was going along Cheapside, that gentleman laid hold of me, and said that I picked his pocket of an handkerchief, which I replied to him immediately and told him I had no such thing about me but three handkerchiefs; he insisted on searching me and took me into a pastry cook's shop, and he found these three handkerchiefs, and he told me that neither a one of these handkerchiefs were his; which at the same time the pastry cook was afraid of his things being broke from outside of the door; some of the people brought an handkerchief in which that gentleman owned to be his handkerchief; I never had his in my possession.

The remainder of this Trial in the next Part, which will be published in a few days.

THE WHOLE PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;
AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT
JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 11th of *September*, 1793, and the following Days;

Being the EIGHTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

MANOAH SIBLY,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*,

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T H E W H O L E
P R O C E E D I N G S

ON THE
**KING's Commission of the Peace, Oyer and Terminer
and Gaol Delivery for the City of LONDON, &c.**

The Continuation of the Trial of JOHN TATE.

Court to Prosecutor. How many handkerchiefs did you find on him in the shop?—I did not find any in his pocket in the shop at all; I searched him when I saw him on producing the knife; he was not searched in the shop at all.

Q. How came he not to be searched in the shop?—The people of the shop turned him out, they would not let him stay there.

Q. He says that the handkerchief you claimed was brought into the shop, is that true or false?—It was not so; I am sure that the handkerchief I found in the street was mine.

Prisoner. I have no witnesses at all.

Jury to Prosecutor. Did you take the handkerchiefs out of his pocket the corner of Queen-street?—I did, and one of them was what I lost; besides when he

was lodged in the Compter he gave in his name, James Johnson.

GUILTY. (Aged 39.)

Transported for seven years.

Tried by the London Jury before

Mr. RECORDER.

695. THOMAS SALISBURY was indicted for stealing, on the 19th of September, a pound weight of sugar, value 11d. and two pounds and a half of raisins, value 1s. the goods of John Axford.

JOHN AXFORD *sworn.*

I am a grocer on Ludgate-hill. On the 10th of September, being informed I had lost some property of this sort I went and found it in my stable; there were two

two bags of raisins and several lumps of sugar; I then took them into my apron and carried them all home; they were there an hour and a half or more; my buyer who goes into the sugar market, he came home, and——

Mr. Knowlys. Don't tell us what your buyer said.—The man confessed himself that it was my property.

Court. Before his confession to you what did you say to him? did you advise him to confess the truth?—I did not.

Mr. Knowlys. Did you hint any advantage to him?—I did not promise him any thing. I said, when I found the goods, where did you have these from? Sir, says he, I will pay you for them all if you will be so good as to let me go about my business.

Mr. Knowlys. Did not he first of all deny it, and then afterwards you threatened to send him to prison if he did not give an account of it?—Certainly.

Q. Do you know any thing more but what he said?—There was a direction given him on the 19th, which I asked him what became of it, and that direction was found on the 20th.

Q. Did not the key of this stable hang up in your shop?—Undoubtedly.

Q. You are not watching your key all the day?—Certainly not.

Q. Then any body might have taken the key that was in your shop?—Undoubtedly; but there is nobody has any business there but the carman.

Q. Have you that direction here that you spoke of?—The other evidence will bring it.

RALPH TALBOT *sworn.*

On the 19th of last month I went to take in nine trusses of hay that came out of the country, and I went up into the hay loft, and I was looking and there, up in the corner, laid a parcel of white sugar.

Q. Do you know who put it there?—I do not; it was in the hay rick, up in the corner.

GOOD *sworn.*

On the 20th of last month, when I came home there was in the counting house four pieces of sugar, and sixty-eight pounds of raisins in two bags which had been found; we agreed to put them where we found them; on the next day we found they were removed, and we had a constable and had the prisoner taken up, and we made a further search in the stable and searched under the manger, and there they were; we brought them home and found they were half of them gone; when I came home I told the prisoner at the bar, I was sorry for what he had done. I am clerk to Mr. Axford.

Q. Did you find a direction with these things in the stable?—There was a direction found before in the parcel, which I have got in my pocket; this direction was given him the day before to take out; it was found by Talbot.

Q. Did you direct the prisoner to carry the things according to that direction?—I left word for him to go according to that direction.

Court to Talbot. Where did you find that direction?—In the bag where the plumbs were, which was found in the stable.

Mr. Knowlys. How long had you left the parcel on the counter before you took it out again?—Not long.

Q. Then whether it was in when you left it on the counter you cannot tell?—No, but I know I took it out.

WARREN *sworn.*

I was the officer fetched to take the man into custody; I went home to his lodgings; I have got some sugar and raisins.

Mr. Axford. I cannot swear to any; I only go by his own confession.

Prisoner.

Prisoner. I leave my defence to my counsel.

The prisoner called seven witnesses to his character.

Not GUILTY.

Tried by the London Jury before

Mr. Baron HOTHAM.

696. SARAH CLIFFORD was indicted for stealing, on the 27th of September, a pewter pint pot, value 1s. the goods of John Steward.

JOHN STEWARD *sworn.*

The property was taken out of the prisoner's pocket by the watchman.

ROBERT LEMAIRE *sworn.*

I am a constable. On the 27th of September the prisoner was brought to the watch-house on a charge by Robert Stewart, the watchman; the property had been taken out of the prisoner's pocket before she was brought into the watch-house; it was the watchman that, I believe, took it out of her pocket; I think I received the pot of the watchman and have kept them in my possession ever since.

ROBERT STEWART *sworn.*

I am the watchman. The prisoner past me on Friday night, or early on Saturday morning, between twelve and one, and she happened to have her apron full of bread; I asked her where she got it? She said over the way; I rather reflected on myself for letting her pass; so I followed her to the Queen's Head, the watering house, Bishopsgate-street, where she was talking to the waterman, and turning herself about I spied a pint pot stick out of her pocket; I said to the waterman, this woman is a pot

stealer, for here is a pint pot sticking out of her pocket, and I took her to the watch-house strait, without ever letting her go away.

Steward. I keep the sign of the Paul Pinder; the pots are marked G. E. the cypher of the gentleman's name that kept the house before I came to it; I can swear to the pot.

Prisoner. I had the pint pot out of his house full of beer, and I met a poor woman that was ill and wanted a coach, and had this bread to carry; I went to the coachman to speak to him, and this man, the watchman, came up, and he spoke something that I did not like; I spoke rough to him, I had the pint pot by my side, intending to return it as soon as I got the poor woman into the coach; then he took me back to this man's house and he said he would have me transported if it cost him the bed from under him; I had been but one month up from Cambridge. The gentleman said, at my first hearing, that the pint pot was worth half a crown.

Court to Steward. Do you remember that woman being at your house?—No.

Q. Do you let people carry away pots?—No, nobody but my constant customers.

Prisoner. I have no relations nor friends; I have been five weeks in prison all but two days.

Prosecutor. They were pots that I never send out to any body, they cost me three shillings a pint.

GUILTY. (Aged 29.)

Recommended by the Jury.

Transported for seven years.

Tried by the London Jury before

Mr. Justice HEATH.

SARAH

697. SARAH PARR was indicted for stealing, on the 19th of September, a quart pewter pot, value 10d. the goods of John Bowler.

JOHN BOWLER *sworn.*

I keep the Goldsmiths Arms, the corner of Albion buildings, in St. Bartholomew the Great. I lost a pot on the 19th of September, at half past seven in the morning, they were at the house of Mr. Bullion.

JOSEPH HILL *sworn.*

I was standing by the stable, and I saw this woman come up the court, and there were two pots at the door, and she turns about and takes one; it was the 19th of September about half after seven, or nigh eight, it was in Albion-buildings; the pots were at Mr. Bullion's door, she took one and left one, it was a quart pot she took; immediately she took the pot I came out of the stable and went out after her, and said stop that woman, she has got a quart pot; and I ran to Mr. Bowler's house, and he ran after her and took her; she throwed away the pot out into the middle of the road as soon as I halloed out.

Bowler. I know it is mine by the name on it; I have this only one left out of a dozen. I sent two pots the over night to Albion-buildings; I valued it at tenpence.

Prisoner. Did you see me throw the pot away?—Yes, I did.

Prisoner. Then there must be a violent bruise on it.

MARGARET MACPHERSON

sworn.

I was down in the kitchen of this house, and I saw this woman come into the passage, and I went up to see what she wanted, and I saw she had got a pot,

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and I cried stop thief, and I saw her throw the pot away, and I picked it up.

Prisoner. I had been to market and I asked the young woman to let me have the pot to get a little drink of water, and I put the pot down again.

GUILTY. (Aged 28.)

Fined 1s.

*Tried by the London Jury before
Mr. Baron HOTHAM.*

698. FRANCIS HARDY was indicted for receiving, on the 24th of August, two brass candlesticks, value 5s. a feather bed, value 4l. a feather bolster, value 1s. two feather pillows, value 5s. a linen table cloth, value 5s. two woollen blankets, value 15s. five linen sheets, value 15s. two mahogany pot stands, value 1s. two copper stew pans, value 6s. a copper coffee pot, value 6d. thirteen table knives, value 3s. eleven table forks, value 2s. two damask bed curtains, value 5s. two stuff window curtains, value 5s. seven linen towels, value 3s. the goods of Peter Square, of Hannah Shields, knowing them to have been stolen.

The record read of Hannah Shields acquittal in September Sessions last.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

699. JOSEPH SOUTHFLAT and RICHARD CAMPBELL were indicted for feloniously making an assault on Ann, the wife of Thomas Venables, on the 10th of September, and putting her in fear, and feloniously taking from her person,

person, and against her will, twenty-five ounces weight of Brutia silk, value 2l. the goods of John Garfed, Robert Wilkinson, Robert Merrick and Stephen Dowell.

Indicted in a second COUNT laying the property to belong to Thomas Venables.

(The case opened by Mr. Knapp.)

ANN VENABLES *sworn.*

I am the wife of Thomas Venables.

Q. Do you remember receiving any silk of Messrs. Garfed and Co. on the 10th of September?—I do.

Q. What did you do with it after you received it?—I took it home in an handkerchief, it was not for me, it was for my sister; as I was coming along Lamb-street, I heard something of a whistling behind me which caused me to turn about; it was within a quarter to ten, or not quite so much.

Q. Was it a pretty light night?—It was a pretty light night. When I got a little way down Wheeler-street, I heard the whistling again, and I turned and see it was the same two persons, and then I went on till there was a place very much floated, opposite to a grocer's shop, at which there was a great light, and I crossed over, and I looked over the way, and I saw them stand at the brink of that place, then I crossed again, because I lived the other side of the way; I live at the bottom of Wheeler-street; just down by the arch way where I live, they came up to me, one of them snatched at my bundle, just at that place he gave a snatch at my bundle, and I held it very fast, and the other gave me a blow on the side of my head with his fist, still the other could not get the handkerchief out of my hand I held it so fast, and then I had another blow which knocked me down, I

held very fast, and I had about three blows while I lay on the ground, it was by the same person, and I held the handkerchief so fast that they tore the handkerchief, and had the silk out of the holes at the bottom; I cried out murder! and a gentlewoman from the corner house came out with a candle, and I had a full view of him that knocked me down, he was the last that left me.

Q. From the view which you had of the persons that committed this violence on you, should you be able to say who they were?—Campbell knocked me down, and the other took my bundle.

Q. Had you ever seen the prisoners before?—Never.

Q. Are you sure now as you was then?—I am sure of them because I had a full view of them in Lamb-street, and I saw them follow me down Wheeler-street, and also I saw them at the grocer's shop.

Q. Let me caution you, these mens lives depend on your evidence, are you sure they are the persons?—I am quite sure, I would scorn to say it if I was not quite sure.

Court. How soon after the robbery did you see the prisoners, either of them?—About three days.

Q. Was there any body else present besides the prisoners?—Nobody.

Q. Was there any body else present when you saw them in custody?—No, Nobody.

Q. Did you know them directly?—I did.

Q. How soon did you give information?—The next day.

Prisoner Campbell. I should be glad to know whether it was a dark night or a light night when this woman was robbed?—The shops were all open, it was not a very dark night.

Prisoner Southflat. Was I in the same dress I am now?—When they committed

mitted the robbery Campbell he had a brown coat with whitish buttons, and white stockings, Southflat had a blue jacket on.

Court. How near were they to you before they attacked you?—About half a dozen yards behind.

Q. Was there any lamp besides the grocer's?—Yes, all the way down Wheeler-street.

JOHN WARD *sworn.*

I belong to the house of Messrs. John Garfed, Robert Wilkinson, Robert Merrick, and Stephen Dowel.

Q. Do you know Mrs. Venables?—I do, she is employed as a warper to me, I weighed the silk out this day about two, but it was not her usual way to go away with it till nine o'clock at night, it was one pound nine ounces of Brutia silk.

SARAH BROWN *sworn.*

I live in this neighbourhood at the corner of the passage where this robbery was committed. On the 10th of September, about a quarter before ten o'clock, I was sitting at my table at work, it was about the middle of the room, I heard a scuffle which drew me to the door; when I came to the door, I lays to my girl bring me a candle, and as I was opening the street door I heard somebody run, and when the door was opened I had the candle in my hand, and I saw a man pass me, and his face was turned from me, and he had got on a brown coat, with white metal buttons; he was about five feet high, a broad set young man, broad across the shoulders; I see no man but that, I heard the other man run, but I did not see his face, I turned about and I saw a woman on the ground, Mrs. Venables; I had heard several blows hit, one came against my shutter; I was very big with child, or else I might have taken more notice; I went to Mrs. Venables, and she said two fellows had taken away

the silk from her; I see some ribbons and things, but the silk was gone.

JOHN ASMSTRONG *sworn.*

I belong to the office in Worship-street; I only apprehended Southflat on Thursday the 19th of September, at a public house in Fashion-street, Spital-fields; I searched him and found nothing on him.

Q. Did Mrs. Venables make application to you?—No, it was to Mr. Le Marr, the beadle of our office.

FERRIS *sworn.*

I apprehended Campbell the 19th of September, at a public house in Shore-ditch; I think it is the Three Pidgeons; I did not find any thing about him, but I went to his apartment, as he told the magistrate it was; he first of all told the magistrate that he lived in Westminster, but the magistrate thought it was not satisfactory enough, and he said he lived in Acorn-alley, Bishopsgate-street; in consequence of that I went to that lodging, and I found some files, keys, and a dark-lantern, and five bad shillings.

Prisoner Campbell. On the 19th of September I was apprehended by Mr. Ferris, who took me to the office; in about half an hour afterwards there was two women and a man came, one of the women looked through at me, and said that is one that robbed me, I know him by his coat; when at the same time I had a blue coat on, and she says that when I robbed her I had a brown coat on; Mr. Armstrong took her by the shoulders and said that is enough, come along; I was brought into the office in about ten minutes, and she swore that I was the man that knocked her down; she said there was no light at all, only she perceived us by the lamps that she passed; I was committed for further examination. I have an acquaintance and I asked her did not she remember my drinking tea with her on Tuesday the 10th of September,

tember, asked her would she come on my trial so and so ? for fear she should not I have subpoenaed the woman to speak the truth as far as she knew ; I have also two others who came out of their apartment, and to whom she said there were three of them, one of which pulled a hat over her eyes.

Court to Armstrong. Did you hear the woman say that she knew the man by his dress ?— No, I did not.

Court to Mrs. Venables. Did you say that you knew the man by his dress ?— By his dress and by his person.

Q. What was his dress ?— He had a brown coat and whitish buttons and white stockings.

Prisoner Southflat. On the 19th of September I was apprehended and taken to Spitalfields watch-house ; on the 20th I was brought before the magistrate and I was put into the lock-up room, two women came to the lock-up room then, and one of the women said that I was the person that knocked her down ; she said, she knew me by my dress, in the mean time afterwards my father was in her company, and she enquired what colour my eyes were, and my eye brows were ; and one of the runners asked her if she could swear to the prisoner Southflat ? she said she believed that was the person, he said that will not do, then they took her away and presently she swore I was the person.

Court to Mrs. Venables. At the time you saw Southflat did you say that you knew him by his dress ?— I did not, I said I knew him by his person.

ESTHER KIRBY *sworn.*

I am a narrow weaver ; on Tuesday the 10th of September, Robert Campbell and his wife came up to my apartments, between five and six o'clock ; he is a narrow weaver, they drank tea with me ; they never went out of my place from that time till the watchman cried past eleven ; my husband is a pewterer, and he was

obliged to work four hours overtime that night, and he did not come while they were there.

Q. And you are sure it was the 10th of September ? what makes you so sure ?— Because it was my child's birth day.

Q. What day of the month is to day ?— I cannot tell the day of the month to day.

Q. What month is this ?— September, is it not ?

Q. What month is the month before September ?— August.

Q. What month is this ?— Indeed I cannot read, and it puts me to a stand.

Court. I suppose so ?— It is November, is it not ?

Q. How many days has September ?— I cannot tell indeed, I am no scholar at all ; it was my child's birth day or I should not have known any thing at all about it.

Q. How came you to know it was your child's birth day, when you don't know one day from another ?— It is very likely such a thing might come up ; that is the truth.

Q. How was he dressed ?— He was dressed then in a dark blue coat and black stockings.

Q. Who was your companion besides ?— A young woman of their acquaintance, Elizabeth Bird, I do not know where she lived, she was no acquaintance of mine, I never saw the woman before in my life as I know of.

Q. Did you appear before the magistrate ?— No.

Q. When was you first desired to come here ?— I was subpoenaed yesterday.

Mr. Knapp. Are you a married woman ?— Yes.

Q. How long have you known Campbell ?— About two or three years ; I have known him by working with his wife, I worked shop-mate with her.

Q. Did

Q. Did he often drink tea with you?—
No, only that once.

Q. Did he drink tea with you in
the course of six months before?—
No.

Q. How lately had you seen him
before?—A day or two, I see him on
Sunday.

Q. Had he a blue coat and black stock-
ings on then?—Yes, he had.

Q. How soon did you hear that he was
taken up for this robbery?—I heard it the
Tuesday that he was taken up.

Q. How came you to hear that?—
His wife came and told me.

Q. You told his wife then that he was
at your house?—She was with me, I had
no call to tell her that.

Q. After that he was taken up did you
see him afterwards?—Yes, I see him
in the lock-up room the day he was taken
up.

Court. What was the name of your
child?—Michael Kirby, it was four years
old.

Q. How old was your child when it
was christened?—About a twelve month
old when he was full christened; he was
half baptized first, and then he was full
christened at Shoreditch Church.

Mr. Knowlys. You say you saw him
on Tuesday at the lock-up house?—I am
sure I don't know.

Q. Why you said so just now?—I know
I did.

Q. Well was it the Tuesday that you
saw him at the lock-up house? was you
right in saying before that it was on a
Tuesday?—I believe I was wrong.

Q. How many times have you seen him
in Newgate?—I went with his wife
there.

Q. How lately have you seen him
in Newgate?—I went with his wife
there.

Q. How lately have you seen him
in Newgate?—Two or three days
ago.

Q. How many times before that had
you seen him?—Two or three times or half
a dozen.

Q. During all these times had you no
conversation about it, that you remembered
that he was at your house the day the
robbery was committed?—I cannot tell
indeed.

Q. Cannot you tell whether you have
had any conversation about this business
at any one of the times that you have seen
the prisoner in Newgate?—I don't know
that we had.

Q. Now mind woman my lord is at-
tending and so is the jury; will you swear
that no conversation of this subject took
place in Newgate?—No, I will not swear
that.

Q. Have not you had conversation
with the prisoner at the bar and his wife
about this business?—

Court. Why don't you answer?—Yes,
I have.

Mr. Knapp. Then how dare you to
say that you never heard any thing about
it? then perhaps you have told him. Why
you know you was at my house at the time
of the robbery; then you have had many
conversations with the prisoner about this
business before this subpoena was served on
you, have not you?—Yes.

SARAH WARD sworn.

I am Thomas Ward's wife; I am a
weaver, I weave velvet, I know Richard
Campbell by sight, I live on the premises
where I heard the robbery done, I heard
the sound of murder, when I went out to
my own door it was very dark, I saw a
great mob of people, I went up, when I
came up I heard a woman had been rob-
bed; I heard the neighbours ask her if she
could swear to any one? the answer she
made was, she could swear to none.

Mr. Knapp. Then it was quite dark?
—I could not see my hand before me.

Q. No light in the street at all?—Not
where I live.

Q. No lamps at all?—Not where I live.

Q. You don't know who the woman was that was robbed?—No, I do not, I cannot say I knew her, I never saw her, I heard the sound of murder, I run out as a many might run out, to see what was the matter.

Q. You don't know Mrs. Brown your neighbour?—I don't know any body about the place, I am a close neighbour.

Q. How long have you lived in the neighbourhood?—I have not lived a quarter of a year there.

Q. Who do you work for?—I work for one Mr. Ward, that lives in Bethnal-green parish, in Nicholas-row.

Q. When you went up to where murder was called, you did not see any body with a lighted candle?—I did not indeed, the candle might be out before I went out.

Q. Did you go out immediately on the cry of murder?—About ten minutes or a quarter of an hour afterwards, it was about a quarter after ten when I went out.

Q. When you went up to this mob you had no curiosity to see who it was that had been robbed?—I had not, I went home again to my apartment.

THOMAS WARD *sworn.*

I am the husband of Sarah Ward; I am a weaver; I worked shop-mate with this man, Richard Campbell, some time back, he was a weaver; he bears a very good character according to what my own knowledge will allow me to give; when I worked with him his master trusted him and me too among all the shop, and with all the tools.

Q. Was you at home when this cry was made?—I was.

Q. Was it light enough to distinguish a person you had known before?—Certainly.

Q. You would have known your wife if she had been before you?—Yes, I could.

Q. If you had seen any person at that time by the assistance of a lamp or a candle at a window, you could have known him again?—I could.

Q. Did you see any mob or croud about?—Yes, there was a mob assembled about where the woman was robbed.

Mr. Knapp. Where the lamps a light?—Yes, but there are but very few.

Q. Do you know any thing of a grocer's shop near there?—No, there is not one within some small distance, I believe the nearest is in Shoreditch.

Q. Is not there a grocer's shop in Wheeler-street?—I believe not.

Q. Don't you know a grocer's shop in Wheeler-street at this time?—No.

Q. Nor in Lamb-street?—Yes, there is one in Lamb-street.

Q. Was there any candle burning there that you saw?—I cannot say whether there was or no.

Q. Do you know Mrs. Brown?—I do not.

Q. Have you seen Mrs. Brown here?—I don't know.

Court to Mrs. Brown. Did you see any thing of a mob?—Yes, a great many people.

Q. What sort of a night was this?—It was a dark night.

Q. Was there any lamps a light?—No, there was nothing else there but my candle.

Court to Venables. Do you remember while you lay on the ground, if any body asked you whether you knew the persons that robbed you?—Nobody asked me that question, I am sure.

Q. Did you say at any time that you did not know the persons that robbed you?—I said I should know them again, directly.

rectly if I was to see him, I said so the moment after they left me to the people that were about me.

Joseph Southflat **GUILTY. Death.**

(Aged 18.)

Richard Campbell. **GUILTY. Death.**

(Aged 22.)

Tried by the first Middlesex Jury before

Mr. Justice HEATH.

Prisoner Southflat. Campbell was not guilty of the robbery, the other man that did the robbery with me, was discharged before the justice.

700. THOMAS HACKETT was indicted for stealing, on the 15th of October, a hand saw, value 4s the goods of John Hoppy.

JOHN HOPPY sworn.

I missed a hand saw on Tuesday the 15th of October, I used it in the morning between six and seven o'clock; I was at work at an unfinished house; I went to breakfast at eight o'clock, I came back between eight and nine, and the saw was gone; I saw it again the same morning in another house; in the same house after it was taken from the prisoner; a person asked me if I had lost a hand saw; I said yes, they said they had got the thief; I went up into a house in the same street where there was a matter of twenty carpenters, and the prisoner was with them, and there was the saw.

Q. How do you know it to be your's? — It has got a particular mark on the side of the handle, a mark, the remains of a knot in the wood.

Q. Did you see it in the hands of the prisoner? — No, I did not; the person that took it from the prisoner kept it

from that time to this, his name is James Pugh.

Q. Did you know the prisoner at this time? — I never see him before this time.

Prisoner. The time that man came in he said the saw belonged to him, and he took up the saw, and beat me for the space of ten minutes and I laid down; and then he took the saw up again and beat me for the space of five minutes; I suppose he beat me for the space of a quarter of an hour in all; after I came out of the house they took and throwed me down to a pit and chucked a large bucket of water over me; then they let me go again, and they took up brick bats and knocked me down again with the brick bats, and this man came and kicked me on the stomach, and they were going to let me go, but a gentleman came up and told them not to ill treat me, and said that they would get money by prosecuting me.

Court to Hoppy. Did you beat him with the saw? — I did, but not much.

Q. Did the others beat him? — I cannot say, some of them did but I cannot say which.

Q. Was there any gentlemen desired you not to ill treat him, but to prosecute him? — Yes.

Q. Did they throw any water on him? — I did not see any person.

JAMES PUGH sworn.

I stood at the door of the house where I was at work, and I saw this man going up the street, and I followed him along the road a good way, and I saw him come out of that house where he took the saw from, it was an unfinished house.

Q. Did you know the prosecutor? — I never saw him before; I saw him going along with a bundle under his coat and followed him along the road, we thought he was a thief, we are very often robbed there.

Q. Where

Q. Where about are these houses?—
In a road almost by Mary-le-bone church, I followed him on the road a good way, and I overtook him, and asked him what he had got under his coat? he said nothing to me. I asked him to let me see it, he said no, and I took hold of his coat, and he unbuttoned his coat and takes this saw away from under his coat; I took the saw and him, and carried them into the house where we were at work; I kept him there till the man came from breakfast after eight o'clock, and then we all halloped out if any body had lost a saw, and this here man said yes; Hoppy came then and he said it was his saw; I shewed him the saw, I have kept the saw ever since.

Q. Was this man beat with the saw?—
Very little, I believe not hurt at all.

Q. Did any body jump upon him?—
No.

Q. Was he thrown into a pit?— He was not.

Q. Did any gentleman come to you and speak to you about him?— Yes, the gentleman for whom I worked came, and we had got the water to throw on him, and he said we had better prosecute him. He said he found this saw in the gravel, when I overtook him in the road.

Prisoner. When that man came after me and took me, I never said that the saw was mine, I had the saw under my arm to shew it to any body; I told him I found it down among the gravel; I went and shewed him; this here man was the first that struck me, and that man was the next, after they had beat me for a quarter of an hour, one of them said d—n his eyes don't have patience to beat him with the saw, for I believe if I was you I should run it through his body, and when this gentleman came up and told them not to ill use me, they would get money for prosecuting me, they took me up directly.

Court to Hoppy. Was you told you should get money for prosecuting him?—
We were not.

GUILTY. (Aged 19.)

Publickly Whipped, and fined 1s.

Tried by the first Middlesex Jury before

Mr. RECORDER.

701. JOHN DOWLING was indicted for stealing, on the 15th of October, three yards of muslinet, value 10s. ten yards of printed dimity, value 11. two yards of kerseymire, value 10s. two yards of nankeen, value 3s. the goods of Alexander Stark privately in his shop.

ALEXANDER STARK sworn.

I am a taylor and mercer; I was robbed on Tuesday the 15th of October, about eight o'clock in the morning, I have no evidence of the robbery, but the goods are clearly mine; I was out of my shop about half an hour, when I came in again the prisoner was in custody, and the things were on him.

JOHN SMITH

sworn. Have you ever been sworn before?—
Yes.

Q. What will become of you if you swear what is false?—Go to Hell.

sworn.

I am a servant to Mr. Stark, it was on Tuesday the 15th of October, when he was robbed, the prisoner came to my master's shop, and asked for Stamford, a taylor; I told him there was no such person lived there; then he asked if my master was at home I told him no, then he told me to go and ask my mistress, and I left him standing at the door, and I went into the parlour to ask my mistress, and I returned from the parlour, I saw him running out of the shop with a parcel under his arm; I followed him, and cried out stop thief! and he dropt the things

things down in Castle-street; I picked up the goods, and laid them on the counter.

Q. What was done with the parcel afterwards?—They were taken and packed up in a piece of paper; I have had the care of it ever since, I have got it here now.

Q. Where were these articles laying?—In the shop.

Q. Where did you last see them before he came in?—They laid on the corner of the counter, and more with them.

Q. How do you know them to be your master's property?—I knew them to be in his shop.

Q. Look round and see if that is the man that came into the shop?—I am sure that is the man.

Q. Did you lose sight of him after he went out of your shop?—Only while he turned round Castle-street, but I am sure he is the same man.

JOHN PRESTON *sworn.*

I am a shoemaker. On Tuesday morning the 15th of this month, I heard a cry of stop thief! I see the prisoner run and drop a parcel; he ran across the way towards me and I took him, he ran down Castle-street; I did not see him in Mr. Stark's shop; the boy picked up the parcel, I saw him.

Prosecutor. I am certain they are my goods, I can swear to the particular pattern of the muslinet; I am well satisfied they are all my property.

Prisoner. I have nothing further to say than that I would be glad to serve his Majesty, either as a soldier or a sailor; I have had people here for my character but their business called them away, and they could not stay any longer.

GUILTY,
Of stealing but not privately in the shop.
(Aged 19.)

Judgment respited.
Fried by the first Middlesex Jury before
Mr. RECORDER.

702. **SARAH SLADE** was indicted for stealing, on the 28th of September, six ounces weight of silk, value 8s. and six wooden bobbins, value 2d. the goods of Susannah Weedon.

Indicted in a Second COUNT laying it to be the property of Thomas Titchener.

THOMAS TITCHENER *sworn.*

I am a weaver; I gave my silk to this Weedon to wind. On Saturday the 28th of September, I was sent for to Worship-street, I gave it to her on the 20th of September, I don't remember the day of the week; it was black silk.

Q. Did you give her any bobbins?—Yes.

Q. Is she answerable for it?—Yes, if she had lost it of course I should have looked to her for it.

SUSANNAH WEEDON *sworn.*

I had some silk to wind of Mr. Titchener; I had it of him on Monday; I lost it on Saturday in Corbet's-court, I am a lodger there, I did not see the prisoner take it.

Q. Did you lose any bobbins?—Yes, six; I went of an errand for my mother, as I was coming home I met the woman coming out of the house, and I asked her what she wanted? and she told me she had been in to make water and she ran off, and I went in and found my door had been opened, and I ran after her and took her with the property in her apron; there were six full bobbins and six full skains of silk, my master's mark is on the bobbins; Mr. Titchener knows what the mark is.

Q. Did the woman say any thing when you stopped her with the silk and the bobbins?—Nothing at all.

Q. What did you do with the silk after you took it from her?—My father John Green, took it into his care till we took her to the justice.

K

HAN-

HANNAH KEEBLE *sworn.*

I sell fruit at the corner, and I saw Hannah Weedon have hold of the prisoner, and I asked her what was the matter? and I went down to her, and had the filk, and put them into my apron, and took them up stairs, and put them on the table and left them.

JOHN GREEN *sworn.*

I heard a stir about the door, and I came out, and when I went again into my apartment I found the filk on the table in my own apartment, and I took charge of it, and have kept it ever since.

Court to Weedon. Did you put them on the table in your father's room?—No, I did not.

Keeble. I put them there on a round table.

Titchener. I can swear to the bobbins by T. T. being on them; I cannot swear to the filk, but Susannah Weedon had nothing but black filk to wind.

Prisoner. I have got three small children, and I went out to buy a pair of shoes for myself, I went up this court to make water and there lay this filk scattered about, I did not know whose it was, I picked it up and put it into my apron, I turned down Red Lion-street, and I heard the cry of stop thief, and I stopped; that young woman came up to me, and I said if it was her's there it was.

SARAH POOLE *sworn.*

I keep a house in Hart-yard, Rosemary-lane these five years; my husband is a shoe-maker; I have known the prisoner about a twelve month; her husband is a carman, and she does not do any thing particular only what she has to do at home.

GUILTY. (Aged 37.)

Imprisoned six months in the House of Correction, and fined 1s.

Tried by the first Middlesex Jury before

Mr. RECORDER.

703. **THOMAS DEMPSEY** was indicted for stealing, a linen bed quilt, value 2s. a woollen blanket, value 1s. 6d. a linen sheet, value 1s. 6d. the goods of Francis Hunt, in a lodging room.

FRANCIS HUNT *sworn.*

I am a shoe-maker; I am a house-keeper; I let a lodgings to the prisoner, I think it was on the 2d of May, I let him a bed and bedding, and every thing necessary in the room for two shillings a week, it was in Horse Shoe-alley, Petticoat-lane; they came the same evening to lodge there, it was on a Wednesday; we don't live in the same house, we live three houses from it. I let it out to make the rent of it; I let the lodgings to the prisoner and his wife; I missed the things last Saturday was a week. They lodged with me till the Friday, the day before, but they kept the key till Sunday afternoon.

Q. Did you go in by yourself?—Yes, I went myself, I and my wife together.

Q. What did you miss?—A blanket, sheet and quilt.

Q. What is the value all together?—Five shillings.

Q. How came they to go away on Friday?—The wife was taken up for pawning a sheet for another man, and sent to Clerkenwell on Friday night. I did not hear of it till Sunday; I never saw the husband after the Friday, not till last Friday.

Q. Did you find any of this property?—Yes, it was all found in a pawnbroker's shop, in Nightingale-lane, at Christopher Higham's.

Mr. Gurney. I believe this man was not the only lodger in your house?—No.

Q. A person of the name of Dorothy Lynes lodged there?—No, she went away three weeks before this happened.

Q. I believe your suspicion did not fall on the prisoner at first?—No, not in the least.

least. The prisoner came to me and brought me the duplicate last Saturday morning, and he said, here, Mr. Hunt, here is your duplicate.

Q. Your suspicions fell on Dorothy Lynes?—Yes, they did.

Q. Did the prisoner assist you at all to take her up?—He was very active, and went about two or three hours to seek for a constable to take her up.

Q. You did find her out I believe?—We did, and took her before a magistrate. After that the officer said, you had better take the prisoner up too, for Dorothy Lynes throws it all on the prisoner.

Q. Pray what sort of a fastening is on that door?—Very slight; I believe with a slight shove it might be opened.

Q. What time was the discovery made that the things were lost?—On Saturday morning.

Q. And the prisoner had not slept there since Thursday night?—Not that I know of.

PATIENCE HUNT *sworn.*

I am a married woman, my husband is a shoe-maker, the last witness.

Q. When did you first know that any property was missing?—Last Saturday was a week.

Q. How came you to go to the room then?—Another lodger came and asked me if I knew any thing of Mrs. Dempsey? I said, no; she said her door was wide open, and the bed clothes were gone. This was on Saturday; and I went and saw the things gone off the bed.

Mr. Gurney. You found the door open?—Yes, I did.

DOROTHY LYNES *sworn.*

I sell old clothes in Rosemary-lane; I lived at the lower part of this house till last Tuesday was three weeks.

Q. How long had you lived there?—I believe a month or five weeks to the best of my knowledge.

Q. Whereabout were the lodgings of Dempsey?—In the one pair of stairs above me.

Q. What do you know about stealing these articles?—The prisoner at the bar brought me this property, and told me he was very much distressed, this was on last Saturday was a week, he brought the sheet, blanket, and quilt, and I went and pawned them for him for two shillings, I brought him the duplicate and two shillings before witness, and delivered them to him.

Q. Where did you pawn them?—In Nightingale-lane, all at one place in one bundle together.

Q. Do you know any thing more about them?—No, I do not, I was taken up last Sunday and kept till the Monday, because Sunday I could not have a hearing; the prisoner at the bar he wanted to leave me in the lurch, because my name was on the duplicate; I was taken and discharged before the magistrate, he was taken up on Sunday afternoon; I was not cleared till one o'clock on Monday, I was cleared when he had a hearing before the justice.

Q. When did you first give an account of these things being delivered to you?—I gave it to the justice when I was committed.

Q. Did you ever give any account of that before you was committed?—No, I never did.

Mr. Gurney. You pawned these things as your own property?—Yes.

Q. You told the pawnbroker they were your own property?—I did.

Q. Then you was taken up for stealing the things?—I was.

Q. And in order to save yourself you accused the prisoner?—Certainly.

Q. And till you was taken up and carried before the justice you never told this story?—I never did.

Q. Then when he brought you these things you thought they were his own property?

property?—No, I knew they were not, but it is a usual thing to pawn these things and get them out again.

Q. I think you said you are a dealer in old clothes in Rosemary-lane?—Yes, I am.

CHRISTOPHER HIGHAM *sworn.*

I am a pawnbroker, I produce the things.

Q. Who pawned them with you?—Dorothy Lynes, on the 19th of October, in her own name.

Q. Did you give her a duplicate?—Yes.

Mr. Gurney. She told you they were her own property?—Yes, she said she was positive they were her own.

Two witnesses gave the prisoner a good character as to honesty.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. RECORDER.*

704. ELIZABETH MORLEY was indicted for stealing, on the 8th of October, three linen shirts, value 5s. a damask table cloth, value 1s. 6d. a damask napkin, value 1s. a cotton gown, value 9d. a marseilles petticoat, value 3s. a pair of dimity pockets, value 6d. a linen shift, value 2s. the goods of Mabel Charlton.

MABEL CHARLTON *sworn.*

I am a widow; I live at No. 15, Brownlow-street, just by St. Giles's, pretty near by the workhouse; I am a lodger there, all the articles in the indictment were in the kitchen.

Q. Did you see the prisoner take them?—Yes, she took them between six and seven on Tuesday night that I lost them, and I went to the pawnbroker's.

Q. Do you mean to say that you see her take them?—I did not see her take them out; it was the 8th of October; I see them again the next day, the 9th, at Mr. Wooden's, a pawnbroker, I found nothing at the pawnbroker's but this petticoat; I found the other things at Mrs. Morley's house, I saw there a table cloth and a shirt.

Q. How did you know it was her house?—The officers went to search her house; she did not send the petticoat to pawn herself, she sent another person, and they stopped her, and the woman took them to Mrs. Morley's house.

Mr. Knowlys. I believe whoever stole these things got them by force, they broke off a padlock?—No, they did not, the padlock was not broke at all.

Q. Oh, the staple was taken off?—No, they wrenched open the door at the bottom.

Q. Then it was more likely to be done by a man than a woman?

Court. Was you out or at home at the time the things were taken away?—I was at home.

Q. Did you hear the alarm at the door?—No.

ANN ORCHARD *sworn.*

I am a married woman; I washed at Mrs. Charlton's that day, when I went up to tea I believe it was six o'clock, I locked the kitchen door, when I came down I believe it was near seven, the door was wrenched out at the bottom and the property gone.

Q. Were all the things in the indictment missing?—Yes.

Q. Did you recover any of them at Bow-street?—I saw the petticoat and table cloth at Bow-street.

Q. Is it a marseilles petticoat?—It is a mock marseilles.

Q. Do you ever hear women call it a marseilles petticoat?—No.

Q. Do

Q. Do not women call it so in general?—No, they do not.

Q. Is it a damask table cloth?—I don't know.

Q. Have you seen any thing else?—Yes, but I don't know whether they are Mrs. Charlton's or no.

ELIZABETH HAWKES *sworn.*

I sent some things to be washed by Mrs. Charlton, Mrs. Charlton fetched them from my house, some of the things in the indictment; I lost two shirts, one of my husband's shirts, a small damask table cloth, a damask napkin, a callico bed gown, it is cotton, a mock marseilles petticoat, and a pair of dimity pockets; I should know them again if I was to see them.

ANN TOLLIN *sworn.*

I go out a washing; I carried the petticoat to the pawnbroker's for Mrs. Morley.

Q. Did you carry any thing else?—I did not.

Court. Then that is out of the question now.

JOHN CAHUSAC *sworn.*

I am a servant to a pawnbroker, there was a petticoat pledged with me.

EDWARD TREADWAY *sworn.*

On Wednesday the 9th of October, between eight and nine in the evening, I was sent for to Mr. Wooden's, the pawnbroker, to take Mrs. Tollin into custody for a coat that she had brought there to pawn, and I went with her to Mrs. Morley's house, in King-street, Drury-lane; Mrs. Morley was not at home at first, she came in a few minutes afterwards.

Q. Who was it you first took into custody?—I took Tollin first, and I went with her to Mrs. Morley's house; the prisoner she was not at home, she

came in about two or three minutes afterwards; when Mrs. Morley came in Mrs. Tollin said, I am stopped with this petticoat, Mrs. Morley said I sent her to pawn it for me; then I asked her if she had any objection for the prosecutrix to see if there were any other things of her's in the house, she said no, she immediately pulled out her keys and opened her drawers, and pulled out a shirt and this napkin, or small table cloth, and Mrs. Hawkes said they were her's.

Q. Who was present at this time?—Mrs. Hawkes and Mrs. Charlton, and Tollin was there.

Mr. Knowlys. This woman is a married woman?—Yes, the husband was in the house at the time, and her two sons, they have kept a house there this seven years; I knew the house directly as Tollin mentioned it.

Q. I believe you told Mrs. Morley, I have no search warrant, will you let me search?—It was so.

Q. What is her husband?—Her husband is a cabinet maker, he used to live in Hog-lane.

Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. RECORDER.*

705. **ANN LOVELL** was indicted for stealing, on the 19th of September, fifteen yards of linen cloth, value 7s. the goods of George Wilkinson.

JOHN BLISS *sworn.*

I am a servant to Mr. Wilkinson, a linen draper. On the 29th of September, Thursday, we lost the cloth; I saw it lay by my master's door about an hour and a half before, between four and five o'clock in the afternoon, and as near as I can tell about six, or half past six, Mrs. Kirtori sent for my master to send somebody to her

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her house, for there was a person that had offered some cloth to sell, which she looked upon to be the property of some linen draper; and my master sent me, and the prisoner at the bar had the piece of linen underneath her arm, at Mrs. Kirton's, which I can swear to be my master's property, and was at the door an hour and a half before.

Q. What was the piece of linen goods?—Fifteen yards of Irish linen cloth.

Q. How did you know that to be your master's property?—I unrolled the cloth and there was a private mark, the letter *A.* my own marking, a shop mark.

Q. Can you positively swear to that cloth by that mark?—Yes.

Q. Had you sold such a piece?—No.

Q. Was there any other servant in the house that might have sold it?—There is another young man besides my master. I have kept it from that time to this.

Mr. Peat. You said that was laying at the door, do you mean laying outside of the door?—Laying on a box, outside of the door, underneath the window.

Q. I suppose there were many other articles laying with it?—Yes, there were.

Q. And some of the same kind, if that is your's?—There was no more Irish linen.

Q. It was in a public street?—It was in Darton-street, Westminster.

Q. There were other servants in the house?—Yes.

Q. And besides your master serves sometimes?—Yes.

Q. Then I suppose you had not cloth of the same length and price?—Various lengths, but the same price.

Q. I presume you sell a good deal in the course of a year?—Yes.

Q. And marked in the same way as that is?—Yes.

Q. You missed a piece of cloth from the table at the door, whatever this is; what is the mark on that cloth?—It is the letter *A.* a small *a.*

Q. Is it made with a pen or pencil?—It is made with a pen.

Q. Is it made on the cloth itself?—It is.

Q. I suppose it is very customary for you to write on the cloth?—The private mark it is.

Q. Then you can tell your hand writing?—Yes.

Q. I suppose you could tell your hand writing on cloth equally as on paper?—I could.

Q. And if you wrote on sand perhaps it would be the same?—No, I don't know I should.

Q. Is there any thing particular in your hand writing, I suppose if there were fifty lives depending upon it you could swear to it?—I could.

Q. If you was to see a piece of it at York you could say it was your hand writing?—I think I could.

Q. You think you could, then you would have some difficulty in saying it was your hand writing?—I don't know but I might.

Q. This poor woman happened to have a piece of cloth under her arm that you think has got your mark on it, but in fact you lost a piece of that sort from the table at the door, and you have sold a great quantity of that cloth, and it is only a single letter that you can swear to it by.

Court. You have sold quantities of that sort of linen with the same private mark?—Yes.

Q. Was that exactly the quantity that you missed?—I cannot tell the quantity there was of it because we cut it at various times in the day; I missed the piece of cloth, but I could not tell exactly the quantity.

Q. Was

Q. Was it of that size and bulk that you missed?—It was.

Q. How soon after that you had last seen it, might it be that you saw this woman at the house of Mrs. Kirton's?—About an hour and a half after I had seen it, I saw it at Mr. Kirton's.

Mr. Peat. Supposing there had been a piece of cloth two yards longer or shorter, could you have distinguished it by the eye?—No, I could not.

SARAH KIRTON *sworn.*

I am a house keeper at Westminster; I have nothing but lodgers since my husband died. On the 19th of September, about half after six o'clock, the prisoner at the bar came and offered me this piece of cloth to sell at my own house; I have known her years, but I never knew no such thing of her; she seemed very much in liquor, I asked her where she got it, she said she found it in the street, and asked me if I would buy it; I thought in the day that I had seen the piece of cloth at his shop, and I sent to Mr. Wilkinson to know if it was his property; the prisoner has three small children.

Mr. Peat. She is a labouring woman?—She is, she sells water creases about; she told me she found it about half an hour after six.

Prisoner. I honestly found it; I was out with a few water creases, groundsel and chickweed, and I picked it up at the Cock-pit, Westminster; if it is opened the dirt will be seen on it, and I knew that gentlewoman, and I went to shew it that gentlewoman, and that gentleman came to the house and said it was his, the gentleman never saw me near the shop, nor I was never near the shop, nor knew where the shop was; I am a poor distressed woman, got a large family, and a poor hard working man.

Court to Blifs. In what state was it?—Under her arm rolled.

Q. Did you see any dirt on it?—I did not.

Kirton. There is dirt on it.

Jury to Blifs. How far is the Cock-pit from your house?—Not half a quarter of a mile.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. RECORDER.

706. MARY MERCHANT was indicted for stealing, on the 19th of September, a linen sheet, value 2s. two linen shifts, value 3s. a check apron, value 1s. a child's cotton frock, value 1s. the goods of John Edwards.

JOHN EDWARDS *sworn.*

I live in St. Giles's; I lost one shirt, two shifts, a coloured apron, and a child's frock, last Monday, the 19th of September; I lost them out of the yard belonging to the house where I live, my wife saw them there last; we found part of them at the pawnbroker's, my wife did the next day.

ELIZABETH EDWARDS *sworn.*

I know nothing of the prisoner taking the things, I never saw her before till after I found the property at Mr. Quick's.

JOHN QUICK *sworn.*

On the 20th of September, Mary Merchant came to my shop to pledge this apron; in about two hours afterwards, Mrs. Edwards came to me and gave me information of such property that she had lost; I shewed it to her, and she said it was her apron she was sure.

Mrs. Edwards. I can swear to the apron.

Prisoner. I washed for this man and he owed me a trifle of money, and he said he

he would bring me something to pawn, and he brought me these things.

2. Do you mean that the prosecutor gave you these things?—No, a man who lodged in the house where I lodged, he gave me these things to pledge for the money, and I went to a pawnbroker's that I knew.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

707. JAMES PAUL was indicted for stealing, on the 18th of October, three linen sheets, value 15s. the goods of James Brewer.

JOHN ANKINS *sworn.*

I am a servant to the prosecutor, James Brewer, he keeps the Swan with Two Necks, in Lad-lane. On the 16th of October, the prisoner Paul, came in and asked for a bed, accordingly I ordered the chambermaid to conduct him to a room, which she did, and in the morning I missed three sheets.

2. What time did the prisoner go away?—I did not see him go in the morning, I cannot tell.

————— *sworn.*

I am a pawnbroker; between the hours of seven and eight in the evening, on the 17th of October, I took in these two sheets, one for five shillings and the other for three shillings; I live with Mr. Meadows, Old Gravel-lane, I took them in of Sarah Demsel, she is here, she pledged them for eight shillings, she pledged them for her own property.

SARAH DEMSELL *sworn.*

On the 17th of October about a quarter before eight o'clock in the afternoon, the prisoner at the bar met me at a public house where I got my bit of bread; I

never saw the man before, I asked him if he would buy a pair of breeches that I had to sell? he said he had no money, he had just bought a pair of sheets, and he asked me if I knew of any place where he could pledge it safe? I took one to Mr. Meadows in the Minorities, and pledged it, they knew me well, so they asked me no questions; there was another sheet, he came on the 19th day, but I would not do any thing with it.

Ankins. There is the Swan, Lad-lane, on the sheets, and James Brewer.

Prisoner. I was coming down from my daily labour, and coming along the street, this witness came up with two men, and they asked me if I knew any thing about a sheet? and I said no, they then took me to the rotation, where the justices sit, and they committed me to Clerkenwell; I never saw the woman in my life till she was sent for up to the rotation office.

Court to Ankins. Did you ever see that woman about your house?—No.

Prisoner. I had three witnesses yesterday, but I have none to day.

GUILTY. (Aged 22.)

Judgment respited.

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

708. JOHN UNDERWOOD was indicted for stealing, on the 25th of October, a wooden butt, with iron hoops, value 11. 10s. the goods of Samuel Whitbread, Esq.

(The case opened by Mr. Leech.)

FRANCIS STRANGE *sworn.*

From some information I received, I went to Mr. Cleaver Simmons's wharf, on Saturday last, and there I saw the prisoner

prisoner at the bar, I asked him if he had taken one of our casks instead of an oil cask in a mistake? he said he had taken no cask at all for he had none to take, he went about his business then, and afterwards I called him on one side again, and told him the consequences of it, and that if he did not tell of it he might depend on a prosecution; and then he went over to Kent-street with me and shewed me the Butt on his own premises, it was under a shed in the yard.

Q. Was it opened or concealed?—The yard was concealed, but the shed was open.

Q. What do you mean?—The yard door was locked.

Q. Was it a yard in which butts are usually placed? was there any other butts there?—It was in an empty yard.

Q. Did you observe the marks on the butt?—There was S. W. and Chiswell-street, London; I know it to be Mr. Whitbread's property.

Mr. Knapp. When you first saw the prisoner at Cleaver's, was what you stated to the court all the conversation that passed? Did not he say that he had not an oil cask but he had an empty beer cask?—He did not say so at first, he said he had never a cask at all.

Q. Then he went with you to his premises and shewed you this cask?—He did sometime afterwards.

Q. And desired you to take the cask?—He did, and turned it out himself.

Q. Did you know the prisoner at the bar before?—I did not.

WILLIAM HODSON *sworn.*

On Friday last I had some beer come in, I went to the door and I saw a man have his hand on the butt, I thought it was one of my own men, but I cannot say it was the prisoner at the bar, it was a man in a white jacket, but I thought it some of our brewers.

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Prisoner. I have an Impediment in my speech, my counsel will speak for me.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

709. CHRISTOPHER HICKSON was indicted for stealing, on the 6th of October, two yards of Cambrick, value 12s. the goods of Robert Harvey.

ROBERT HARVEY *sworn.*

I am a linen draper at No. 108, Oxford-road, the prisoner at the bar was a shopman to me; on Sunday the 6th of October, I was informed of something, and from that I suspected the prisoner, I looked into a box of his in the shop, and I found a neckcloth with my mark upon it, but that is not the thing I mean; about eight o'clock in the evening I called in a watchman and shewed the prisoner first the neckcloth that I found in the box, and I insisted on him opening his boxes that I might look into them, he had three; he opened a box and I found the first thing two remnants of cambrick my property, I know them by my own shop marks on them, N.D. it means nine shillings a yard, on the other A. M. eight shillings and three-pence; he said he bought one remnant in the country and the other in town, he had been with me eight months, he had a written character from Stockton.

Mr. Clifford. He made no difficulty in opening his boxes?—He did not.

Q. You have several articles in your shop marked the same way as these?—Yes.

Q. You might have sold these two pieces?—I don't think it is possible I could have sold them, I am confident I never sold them to Hickson.

Q. You

Q. You might have sold them to somebody else and they might have sold them to him?— It is possible.

JAMES DART *sworn.*

I am a Watchman in Soho-square; I was present when these boxes were searched, I saw the cambricks taken out, he said that he had bought them in country and in town, and so he said of every thing Mr. Harvey found.

Prisoner. I leave my defence to my counsel.

GUILTY. (Aged 23.)

Imprisoned twelve months in the House of Correction and fined 1s.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

710. **ISAAC ROBLET** and **WILLIAM WOOD** were indicted for stealing, on the 16th of September, two live tame ducks, value 2s. the goods of John Starling.

JOHN STARLING *sworn.*

I live at Tottenham High-crofs; I am a labouring man, I kept four ducks, I lost two on the 16th of September, my son took the ducks on the prisoners, I know they were my property.

WILLIAM STARLING *sworn.*

There was a man coming by, he saw the two men chasing the ducks, and he came and told a neighbour, and the neighbour told his girl, and the girl told me, and I ran after him and took one man with this bag and two ducks in it, it was Isaac Roblet; it was the 16th of September between eight and nine in the morning, I took him about four hundred yards from my father's house.

Q. Was the other with him?— Yes, when I followed.

Q. Did the other say any thing?— No, he went away, the other prisoner Wood, had nothing.

Q. Did you know them to be your father's ducks?— Yes, I could swear to them.

THOMAS WHITE *sworn.*

I was at home about eight o'clock in the morning, and I was eating a bit of victuals in my house, and a man came up to the door and he said White, if you don't mind you will lose your ducks, I made answer and said they were none of my ducks, they are my next door neighbour's; my little girl went into the next door neighbour's and told them; I did not see the prisoners do any thing; I went to my neighbour's assistance and we took James Roblet; Wood I did not see, he was taken at Edmonton-statute.

Prisoner Roblet. I was going down to Edmonton-statute, and I saw this bag lay in the foot path, and in it there were two ducks, and this young man ran after me and said, they were his ducks.

Court to William Starling. Did he say that he found the ducks at the time you overtook him?— No, he said they were not mine, and he would not give them me.

Court to John Starling. Were these your ducks that were brought back in the bag?— They were.

Isaac Roblet. **GUILTY.** (Aged 23.)

Publicly Whipped.

William Wood, Not **GUILTY.**

Tried by the first Middlesex Jury before Mr. Baron HOTHAM.

711. **JAMES CONNER** was indicted for stealing, on the 26th of October,

ber, a cloth coat, value 11. a linen waistcoat, value 5s. a silk handkerchief, value 1s. 6d. the goods of Thomas Montgomery.

THOMAS MONTGOMERY *sworn.*

I am a paviour by trade; I know the prisoner at the bar, I believe he was a labourer to the paviours; I charge him with the coat, waistcoat and handkerchief, of which I was robbed out of my bed room; I found the handkerchief about his neck on Saturday; the prisoner lodged in the next room to me, I have got the handkerchief here, I can swear to it by one mark, that is here at the corner; I did not see the coat and waistcoat, he will not own to that.

Q. What did the prisoner say for himself when you saw this about his neck?—He told me that he took it out of the room the Sunday before; I asked for it, and he took it off his neck and gave it me directly.

Q. He works with you, did not he?—He did not work with me, he worked for the same master.

Prisoner. I do not disown that I took out the handkerchief the Sunday before, I was going out for a clean shirt, he was seeing me all the week, and he must know that I had it.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

712. **MARY EASTER** was indicted for stealing, on the 3d of October, a linen shirt, value 6s. a muslin neckcloth, value, 1s. 6d. the goods of Samuel Choice.

SAMUEL CHOICE *sworn.*

On Thursday the 3d of the present month, October, I was requested by Mrs.

Choice to make out a list of some linen that she was about to send to the laundress, which I did, and made a copy of the same, that is all I know of the business; I know nothing of missing the linen.

ELIZABETH LIGHTFOOT *sworn.*

I am a servant to Mr. Choice, he is a butcher in Newport-market. On the 3d of October I delivered to the prisoner three shirts, and three neckcloths, and five table cloths; she is a washerwoman's servant; there was only two shirts returned, and two neckcloths, one shirt and one neckcloth being missing; that is all I know of the matter.

MARY BISHOP *sworn.*

I am the washerwoman for Mr. Choice, Mary Easter was my servant.

Q. Did Mary Easter bring you any linen from the prosecutor?—She brought me two shirts, two neckcloths, and other articles, I am sure of that.

DAVID ROSS *sworn.*

I am a pawnbroker. I produce one shirt, I had it of Mary Easter, the prisoner at the bar.

Q. Had you ever seen her before she pawned it?—Yes, I had.

Q. What account did she give?—She fetched something else out and left this for four shillings.

Bishop. It is like the shirt that used to come to be washed, but it has no mark on it.

Prisoner. I know that is not Mr. Choice's shirt.

Court. What became of the shirts that were delivered to you, it has been proved there were three, and you delivered but two.

Prisoner. What I had of Mr. Choice I delivered to my mistress.

GUILTY. (Aged 47.)

Imprisoned six months in the House of Correction, and fined 1s.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

JOSEPH

713. JOSEPH CROSS was indicted for stealing, on the 16th of October, eight pieces of woollen cloth, value 2s. the goods of James Cole.

ELIZABETH COLE *sworn.*

I am the wife of James Cole; I lost some cloth the 16th of October; I lost several pieces, and the prisoner is the person that my servant swore to taking the property from her person.

HANNAH MACLEAN *sworn.*

I am a servant to Mrs. Cole, and she left me in the house to put the children to bed, I had put them to bed, and I heard the voice of a boy say mistress, there is a boy come out of your house with a bundle; I gets up to the door, and I saw this boy with the bundle under his arm; this was he 16th of October, in the evening, between eight and nine o'clock; he was about the fifth door up the court from Mrs. Cole; I ran up to the boy and took him and found this bundle under his left arm.

Cole. These are my things that I fitted up on Sunday, I left them on a great chest when I went out; I put out stop work, my husband is at sea, he has been there this seven years.

WILLIAM HANSON *sworn.*

I am the constable, Mrs. Cole gave me the things, and they have been in my possession ever since.

Prisoner. I was in Rosemary-lane, I had been in London about five days; I was asking my way to Whitechapel, and a young man in a blue jacket, asked me to carry this bundle; I told him I would, and he bid me to follow him; I thought he would pay me some halfpence for carrying of it, and while I was carrying of it this young woman comes and lays hold of me. I was born in Liverpool, and had been at work in Coventry, and I was going down to my parish; the gentleman was before me, and when he

see the young woman come up he turned on the left hand side.

Court to Maclean. Did you see any body else with him?—Nobody but himself.

GUILTY. (Aged 16.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Baron HOTHAM.

714. ANN BANKS was indicted for feloniously breaking and entering the dwelling house of Stephen Franklin, no person being therein, between the hours of one and two in the afternoon of the 28th of September, and feloniously stealing therein a callimanco gown, value 10s. the goods of Ann Barnes.

ANN BARNES *sworn.*

I am a single woman.

Q. What time did you leave your house the day that it was broke open?—At half after eleven in the forenoon.

Q. Was any body in it?—No.

Q. Had you secured the doors and windows?—I had.

Q. Had you any lodgers there?—I was a lodger myself.

Q. Are you sure that none of Mr. Franklin's family were in the house?—No one was in the house.

Q. Had Franklin no child?—The child was out with Mrs. Franklin, and I am very sure there was nobody in the house.

Q. When did you return?—About five in the evening.

Q. What day was it?—The 28th of September.

Q. Was you the first person that came there after the house was broke open?—No, I heard of it before I got home by a neighbour.

Q. Who did you understand was the first person?—I was the first of the family that came home, that belonged to the house.

Q. How did you find the doors and windows?—They were secured.

Q. Was any part broke?—No other-wise than the sash wrenched up and put down after the robbery was committed.

Q. Could any body go in when the sash was put up?—Yes.

ELIZABETH FRANKLIN *sworn.*

Q. Are you the wife of Stephen Franklin?—I am, this house is his; I went out with Mrs. Barnes, I stood at her door while she fastened her window, and I saw her go and try the sash before she went out.

Q. Did you leave any body in the house when you went out?—Nobody, I had a little girl but I took her with me.

Q. Did either of you know the prisoner at the bar?—No.

BENJAMIN BEVAN *sworn.*

I produce a gown, it was given me by Palmer along with the care of the woman, in Hatton-garden, it has been in my possession ever since.

— **PALMER** *sworn.*

On Saturday the 28th of September, I went home to dinner; I am a printer, I live next door, I went up on the leads, the leads of the two houses joins; as I was up on the leads, I saw the prisoner at the bar come up the court, she walked up and down, she had a basket on her arm, after she had walked up and down, and seeing nobody about she began to push the window of this house up, she was about twenty minutes getting it quite up; as soon as she got the window up she got in at the window, as soon as I see her quite in, I ran down stairs, and caught her coming out with the gown on her.

Barnes. I know the gown, I have mended it; I am a pensioner myself.

Prisoner. I know nothing at all about it, I have no witnesses at all, I have no friend in the world.

GUILTY,

Of stealing to the value of 3s.

(Aged 27.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

715. LUCINDA GREGORY

was indicted for stealing, on the 3d of September, a feather bolster, value 3s. a feather pillow, value 2s. 6d. a linen sheet, value 3s. and a cotton bed curtain, value 1s. 6d. the goods of Sarah Nisbett, in a lodging room.

SARAH NISBETT *sworn.*

I live in Smith's-street, Westminster. On the 3d of September the prisoner came to my house to lodge, and she continued in my lodging till last Thursday; I let to her two rooms on the first floor, last Thursday I had some reason to suspect that some part of my property was gone, on Friday morning I went into the room to examine, and I found the best part of the bed furniture gone away; the indictment states a pillow, bolster, sheet, and curtain, but that was not all I missed, I missed a great deal more, and I went to the police office, and she was put in the power of a constable, and the property found at a pawnbroker's.

Q. Had she quitted your lodgings?—She had not, I went on an information of a former lodging that she had served the same.

THOMAS HAYNES *sworn.*

I am a pawnbroker; I have a bolster, pillow, and sheet, brought to me by the prisoner

prisoner at the bar at different times, they were all pledged in the month of September, she pledged them in the name that I had seen her in our shop before, by the name of Mary Arthur.

Nisbett. They are all mine.

Prisoner. The things that I took out of this room would have been replaced, but she took the tickets from me, and said she would replace them; on Friday morning, she brought up some other women and imprisoned me, and did not give me an opportunity of getting the things back again, she knew they were to be replaced that day, it was necessity made me do it, I have done wrong to be sure, but I did not know the consequence of it; I did not apply to any body to come here for me.

Court to Prosecutor. Did you give her leave to pawn any of these things?—No, nor I never had any suspicion of it till Thursday last.

GUILTY. (Aged 28.)

Transported for seven years.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

716. STEPHEN LUCAS, JAMES LEMON, EDWARD HUDSON and WILLIAM ARSLETT were indicted for stealing on the 17th of February, six gallons of red port wine, value 2l. 10s. three gallons of maderia wine, value 1l. 10s. and sixty glass bottles, value 4s. the goods of Zachariah Foxall, Esq.

ZACHARIAH FOXALL *sworn.*

I live at Ashton, Stephen Lucas was sometime my labourer; the night between the 16th and 17th of February last my cellar was broke open; Sir William Stubbs sent to me that he had a person in

custody that gave information of my cellar being broke open, and he desired me to get a warrant for Stephen Lucas and James Lemon.

WILLIAM POSTMOUTH *sworn.*

I bottled the wine, and kept an account of it from time to time, I work for the prosecutor.

Q. Did you miss any wine?—Yes.

Q. Do you remember the cellar being broke open?—Yes, between the 16th and 17th of February; we lost between three and four dozen of wine, two dozen of port, and a dozen of maderia; I know nothing of the prisoners taking them.

Q. Did you ever see any thing of them afterwards?

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

717. PATRICK SALT was indicted for stealing on the 7th of October half a gallon pewter pot, value 3s. the goods of Thomas Dibble.

THOMAS DIBBLE *sworn.*

I keep a public house; I saw the prisoner at the bar with this pocket about his neck come down under his smock frock, my servant drew him a pint of beer, I saw the pot there, he immediately turned and went down to the vault, and the vault door he could not shut it, and I stood and saw him put down this can and hid it behind the necessary door; I immediately went down and brought it up and took him before the magistrate; when he came before the magistrate he said if I meant to prosecute him so it was. I had half a gallon washed up with the gallon that day, and that was lost.

Prisoner.

Prisoner. I was very much in liquor, and had been on board a ship, I had a couple of shillings when I came to this man's house, and I had a few pots of beer; I did not know what I was doing or saying, I was so drunk in his house, when I came in his house; I never did any harm before, I acknowledged this drunkenness, and leave it to the mercy of the court; it is the first time I was before any court.

GUILTY. (Aged 65.)

Imprisoned six months in the house of Correction and Publicly Whipped.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

718. ELIZABETH GRIFFITHS was indicted for stealing on the 9th of October, two linen gowns, value 1l. a worked muslin apron, value 4s. a plain muslin handkerchief, value 6d. the goods of Mary Griffiths.

MARY GRIFFITHS sworn.

I live in Bloomsbury; the prisoner was not my servant, I knew her; I know that I lost the things; I lost two gowns, a worked muslin apron, and a plain handkerchief; I live in lodgings.

Q. Did the prisoner lodge in the same house with you?—No.

WILLIAM CATER sworn.

I am a pawnbroker; I produce a worked muslin apron and a muslin handkerchief, I took them in of the prisoner at the bar, I knew her before for three weeks, she pawned them on the 12th of October, which was on a Saturday.

Court to Griffiths. Do you know the prisoner?—Yes, she is my sister, we used to work needle work together, my brother is the prisoner's husband; she was in

the house at the time, she was there a week before I lost them.

Q. What is the prisoner's husband?—He is a sailor, he went to sea through her. I know the apron by a darn which I worked myself, and the handkerchief by a piece in it, the corner.

Q. Was your box locked?—Yes, it was.

Q. How was it opened?—By the nails being drawn.

Prisoner. I did not draw the nails, the box was open, and I was distressed for money to pay my lodging, and I took the things out, I thought I could make more free with her than with a stranger.

GUILTY. (Aged 20.)

Recommended by the Jury.

Fined 1s.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

719. WILLIAM PETERS was indicted for stealing on the 6th of October, eleven live tame hen fowls, value 11s. and two live tame cock fowls, value 2s. the goods of Samuel Redfurn.

JANE REDFURN sworn.

I am the wife of Samuel Redfurn; I have lost some fowls, but I cannot swear to them.

WILLIAM LYLES sworn.

I live servant with Mr. Redfurn of Tottenham; my master lost some fowls the 6th of October at night, he lost twelve or thirteen we cannot say which, they were kept in the hen house, I had seen them the evening and I missed them the next morning; we have got nine of them here, there is a man here who found them on the prisoner's back.

2 D.

Q. Do you know them to be your master's?— I do, I have been used to them ever since they were young ones; I can swear to them, two of them particularly I can positively swear to.

FRANCIS WOOD *sworn.*

I was going to work in the morning about six o'clock, and I heard some fowls chattering, it was at Newington, about a mile, or a mile and a half from Mr. Redfurn's.

Q. Where did you see the basket?— It stood at the watering trough at the weavers arms, the bottom of Newington; at eight o'clock I heard of the robbery, and I recalled to my mind that I heard some fowls at an uncommon place but I did not see them, my mistress desired me to go in pursuit of these fowls, I went in pursuit after them, and I over took the prisoner with them tied to his back, a little on this side of Kingsland turnpike, and I followed him to the Fox in Kingsland road; I asked him to sell me a couple of fowls? whereof he told me he would sell me a couple of live young pullets at fourteenpence a piece, he said he bought them at St. Ives market, he opened the basket to me, and the first I took out was an old hen, and then I took out another, and I said I have seen enough, and I took him and the property to my master's house, and my master gave charge of him to Mr. King; I know them to be my master's property, I am sure of it.

Prisoner. I bought them and paid for them, I never said I bought them at St. Ives; St. Ives is about sixty-two miles off.

JOHN KING *sworn.*

I received the fowls and the prisoner of Mr. Redfurn, and I put the prisoner in the compter. (Produces the fowls.)

Wood. I can swear to this one as the one I took out of the basket.

Lyles. I can swear to it too.

ANN FINCH *sworn.*

I am a carman's wife; my husband has lived with a gentleman sixteen years, I have known the prisoner about thirty years, he was servant to my father fourteen years.

Q. Was you ever at St. Ives?— Yes, about six weeks ago, I was down there a week, I went to take a child there to nurse, I came away five weeks ago to day.

Q. Do you mean St. Ives in Huntingdonshire?— Yes.

Q. Did you see the prisoner there?— Yes, and he bought a great many dozen of fowls while I was there, I saw him buy them and pay for them, he has been a poulterer twenty-four years, and before he was that, he was servant to my father fourteen years; I cannot say he bought these there but he bought many dozen there, but I cannot swear that he bought these there, because I don't intend it.

Q. Where does he follow his business?— At Pendryton in Cambridgeshire, he lives there, I have known him to be a very honest industrious man and strove hard for his living.

Prisoner. I did not say that I bought these at St. Ives, I said that I bought a great many fowls at St. Ives, I bought these coming along the road.

GUILTY. (Aged 60.)

Imprisoned twelve months in the house of Correction and fined 1s.

Tried by the first Middlesex Jury before Mr. Baron HOTHAM.

720. THOMAS FIFEILD was indicted for stealing, on the 27th of October, a pair of cotton breeches, value 3s. the goods of William Kendall.

WILLIAM

WILLIAM KENDALL *sworn.*

I did not see the prisoner take the breeches.

FRANCES DELEWAY *sworn.*

Q. Are you servant to Mr. Kendall?—No, I was in his shop; he is a pawnbroker, I saw the prisoner put his hand to the breeches and take them down and put them down by the side of him and carried them away, I told Mr. Kendall.

Kendall. I pursued him and overtook him and took the property from him, they are my breeches, there is my duplicate on them, they were hung up in the shop to be sold.

Prisoner. I had been drinking along with an hackney coachman, coming along Brick-lane, Old street, he had a bundle under his arm which he said he had got from his sister; he says to me come into this pawnbroker's, I want to pawn something, accordingly I went along with him and I waited some time while he pawned his shirt, stockings, and some other things, he came out to me and brought a pair of breeches out, and said, take these breeches down to the coach stand, the bottom of Old-street-road, and I will meet you there. I had twenty pounds in my possession not two hours before, which I might have made away if I had been dishonest.

The prisoner called two witnesses who gave him a good character.

Kendall. I believe it is his first offence, he stood there quite stupid as if he did not know what to do.

GUILTY. (Aged 30.)

Imprisoned one month in Newgate and fined 1s.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

721. **MARGARET ESSEX** was indicted for stealing, on the 18th of August, a white linen apron, value 3s. a check linen apron, value 2s. a muslin handkerchief, value 2s. and a silk handkerchief, value 3s; the goods of Esther Merry.

ESTHER MERRY *sworn.*

I live in Westminster, I am a servant, I lost these things in August from a kitchen, I found them again in the pawnbroker's shop, I believe about eight weeks ago, I am not rightly sure, the pawnbroker has them here, the prisoner was about the house as a charewoman.

Q. Who do you live with?—With Mrs. Dupree, she is a lady of no business.

GEORGE WAGGERLEY *sworn.*

I am a pawnbroker, I took in these things of the prisoner at the bar, two aprons and two handkerchiefs, on the 20th of August.

Merry. I can swear to these things, they have my marks on them.

Prisoner. I did not take the things, another person gave them me to pawn; the person who gave them me is gone out of the place; I have no witness that she gave them to me.

Waggerley. I believe the prisoner at the bar has pledged other things of greater value, that belonged to this young woman, the young woman did not live then where she does now, she lived then at Chelsea.

Court to Merry. Who was it you lived with?—I was out of place at my grandmother's house.

Q. Has she never been to see you where you are now?—No, never.

Q. Was you out of place in the month of August?—Yes, I was.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

JAMES

722. JAMES ATWELL was indicted for stealing, on the 10th of September, seventy-two iron handles for saucepans, value 15s. the goods of Robert Howard, John Ford, and John Scholefield; and

EDWARD MOORE was indicted for receiving twenty-four of the above handles, knowing them to have been stolen.

(The case was opened by Mr. Knapp.)

JOHN SCHOLEFIELD *sworn.*

My partners names are Robert Howard and John Ford; we carry on the business of tin plate workers; we lost some kettle bales first, afterwards we discovered we lost some handles for saucepans, and then Atwell was taken to the office, he confessed.

Court. Did you tell him it would be better for him to confess?—I did not, nor did any one to my knowledge.

Q. Before you went to the magistrate did the prisoner Atwell say any thing about this business? was he in your service?—He was a filer and polisher of these handles; these handles that we found were finished; they were handles given out to be finished, and when finished were taken away privately.

Q. Where were the saucepan handles found?—At John Godfrey's, in Chiswell-street, he is here; there are a dozen them in court.

Q. Did Atwell say any thing to you about this business?—When he found he was violently suspected by the other men, he confessed that he had taken four dozen at one time, and two dozen at another; in our counting house he said that he had given them to Moore, who had sold them for him; we sent the constable then by Atwell's directions to Moore, and Moore was taken up.

Q. Did you go to Mr. Godfrey's?—I did, and there I saw a dozen of handles, that are now in court,

Q. Who has had them in custody since Mr. Godfrey?—There are our people here that will know them to be our property.

Prisoner Atwell. Let the witnesses be examined separate.

————— *sworn.*

I am the foreman to these gentlemen; I have seen the saucepan handles; I really believe they are the property of Mr. Howard and Co. there were no particular marks on them, but the man that made them was in court this moment.

JOHN GODFREY *sworn.*

I am a tin plate worker, I produce some handles here, I received them from Moore, about the 10th or 12th of September; I have had them in my custody ever since.

Prisoner Atwell. I knew nothing at all about it, till my master accused me of it; I was frightened and brought into the counting house, and he said if I would confess he would be a friend to me, and if not he could not do any thing, and I should be punished.

Court to Prosecutor. Did you tell him that he should be punished if he did not confess?—I cannot say.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

723. JAMES ATWELL was again indicted for stealing, on the 25th of September, eighty-four bales for kettles, value 7s. the goods of Robert Howard and Co. and

EDWARD MOORE was indicted for feloniously receiving the same, knowing it to be stolen.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

WILLIAM

724. WILLIAM PINK was indicted for stealing, on the 16th of July, a silver table spoon, value 10s. the goods of Thomas Simkin, and

ANN WRIGHT was indicted for receiving the same knowing it to be stolen.

MARY SIMKIN *sworn.*

Thomas Simkin is my husband ; I have lost thirty-two spoons since February ; I don't know when I missed this particular one, for sometime I have missed half a dozen at a time since February last.

Q. Did you find any of them again ?— None but this one at the pawnbroker's ; I lost a silver waiter on the 13th of September, I suspected the prisoner, he is a journeyman carpenter ; and at his lodgings I found several duplicates, one for six table knives and forks, and one for a table spoon I redeemed at the pawnbroker's on the 19th of September.

HENRY COOKE *sworn.*

I have got a spoon here, it was pledged with me the 16th of July last.

Q. Who pledged it with you ?— The woman at the bar, Ann Wright, she pledged it in her own name, Ann Wright.

Q. Did you ask her any questions ?— I did, she said that she brought it from one Mrs. Chilton, that she had half a dozen of them, and that she had pawned them at several different times ; I never saw the man.

ROBERT BERISFORD *sworn:*

I am a constable ; I took them up ; Mr. Simkin sent for me down to take the man, he was stopped at his house ; I went with him to his lodgings in Shoreditch, and among a variety of duplicates I found one that led to the discovery.

Both Not GUILTY.

*Tried by the second Middlesex Jury before
Mr. Justice HEATH.*

725. CATHARINE JONES and WILLIAM MACCOY were indicted for stealing, on the 17th of October, two shillings, the monies of Robert Barry, Esq.

ROBERT BARRY *sworn.*

I was passing through the Strand on the 17th of this month, and I was accosted by the woman at the bar, who took me by the arm and desired to see me home ; it was about eleven o'clock at night ; I desired her to quit me, to go away frequently ; she as constantly insisted on seeing me home, at last however she did leave me, she returned in about two minutes afterwards ; a man that had been with her parted from her, and went to the other side of the way ; she resisted every effort I made to desire her to go away ; she took me by the arm a second time, and walked as far as Essex-street, when I turned into Essex-street she pinioned me in this manner, she took hold of both of my arms suddenly, I could not suppose that she had any design to make any resistance, but at the same instant she gave me a very violent blow with her elbow, and that followed with another blow from her hand ; I put my hand to my side immediately and missed two shillings that I had in my pocket, and having in the same pocket a bill of exchange of twenty-nine pounds, fearful that she had taken it as well as the money, I ran to her directly and got hold of her wrists, and I charged her with robbing me ; she denied it directly, from the manner in which she spoke I discovered she had the money in her mouth ; I called the watch, she struggled very violently to get away before the watchman came, the watchman did not come though he was in sight, and a crowd collected, they desired me to take her to the watchman ; then I took her to the watchman, and told him that she had robbed me, and he desired I would give her into his custody, but I thought it not safe

safe to deliver her up to him ; then says he if you will not give her in my custody I will not receive her ; I desired to accompany her, he held her left hand and enabled her to get her hand to her mouth, and she spit the money out ; I charged her with having it, doing so she said she had not spit the money out, and had no money of mine ; the watchman said he was sure she had not, she opened her hands and shewed that she had not got it ; I observed the watchman putting his hand to his pocket ; the same hand that had hold of her hand, and I caught hold of his hand directly, and charged the watchmen with having the money, I held his hand, he struggled violently, him and I, he struck me, however I still held his hand, at last finding he could not extricate himself, he let the money drop out of his hand.

Q. Maccoy was not near you when she took the money out of your pocket ? — No, he was not, he was only in sight.

Prisoner Catharine Jones. About half past eleven I was coming down the Strand, and just as I came by Essex-street, this gentleman was coming along by himself, and I fancy he was rather in liquor ; so with that the gentleman stopped and asked me where I was going to ? sir, says I, where you please ; says he, my dear I live in the Temple ; so I laid hold of his hand, and went down Essex-street with him, and he began to be very rude, and he made me a present of a couple of shillings, and he said he had not a penny more, and next night he would give me another shilling ; he put his hand up my petticoats, and as soon as he put his hand up my petticoats he said, there was something therethat was

very uncommon, and he insisted on having the two shillings again ; with that I put the two shillings in my mouth, and he said if I did not give him the two shillings, he said he would charge me with the watch, or take me to the watch-house himself ; so with that he began to take me to the watchman, and give charge to the first watchman he saw, and he wrenched the two shillings out of my mouth. It is the first time that ever I was here, nor I never was guilty of any such thing in my life ; I have not had a friend to see me all the time I have been in prison for this two weeks.

Catharine Jones, GUILTY. (Aged 20)

Transported for seven years.

William Maccoy, Not GUILTY.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

726. WILLIAM RICHARDSON was indicted for stealing, on the 11th of October, a hempen bag, value 1s. twenty-five pounds weight of linen rags, value 9s. the goods of Joseph Coad.

Joseph Coad, &c. were called on their recognizances.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Baron HOTHAM.

727. JOHN WEST was indicted for stealing, on the 20th of October, a hay cutting knife with a wooden handle, value 7s. an iron axe with a wooden handle, value 1s. the goods of John Finch.

Not GUILTY.

Tried by the second Middlesex Jury before Mr. Justice HEATH.

The third Part will be Published in a few Days.

THE WHOLE
PROCEEDINGS

ON THE

**KING's Commission of the Peace Oyer and Terminer,
and Gaol Delivery for the City of LONDON;**

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY,

On *Wednesday* the 30th of *October*, 1793, and the following Days:

Being the **EIGHTH SESSION** in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, Goswell-Street,

And Published by Authority.

N U M B E R V I I I . P A R T I I I .

L O N D O N :

Printed and published by **HENRY FENWICK**, No. 63, *Snow Hill*,

PRICE ONE SHILLING and FOUR-PENCE.

THE WHOLE
PROCEEDINGS

ON THE
KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the Crry of LONDON, &c.

728. THOMAS EYLES was indicted for stealing, on the 16th of October, 2s. in monies numbered, the monies of Jonathan Stirtevant.

JONATHAN STIRTEVANT
sworn.

The prisoner was a servant of mine; I lost two shilings the 16th of October. On the 15th of October I went to Mrs. Edwards and desired her to come to lay out some money with me in Newgate-street, and I marked some money in her presence, seven shillings for the articles that she was to purchase, pretty near the end of the shillings with the end of a fork; I cannot describe the marks any more than that, that this was on Tuesday night the 15th, we then agreed she was to call on the 16th before eight o'clock to lay out the money, she called and bought a pair of stockings, value three shillings, a pair of womens black hose, value two shillings, and a pair of leather gloves, value two

shillings, that was seven shillings.

2. Whose money was it you marked, her money, or your money?— It was my money. In the morning on the 16th I went down from my shop in Newgate-street to my shop in Ludgate-street; as soon after as I thought she had been there to buy the articles, I came home between eight and nine, and I looked into the till and I found only five shillings; I had cleared the till over night on the 15th. These five shillings, were marked shillings; I had sent word for my brother to come down that he might see the same, he did come down, and immediately I went to Mrs. Ann Edwards to know whether she had been to lay out the seven shillings as desired, she said that she had been there, and had laid out the seven shillings; I returned back; other business called my attention directly, I had not time to have the prisoner taken up then; on the 18th I desired another gentleman to go and lay out some money with me, that money I marked

marked, and took it to him there marked, his name is Gough, he his here; I did not mark it in his presence, I marked that money with a fork at a different distance from the side.

Mr. Const. You say it was on Tuesday evening the 15th that you went to Mrs. Edwards; do you remember what time of the evening?—It was dark.

Q. You have a perfect memory of it?—Yes.

Q. Do you remember whether you gave the same evidence before the magistrate?—Yes, I did.

Q. You are sure?—I did to my knowledge; I remember I was not asked whether it was the evening.

Q. Will you venture to swear that you did not say that your conversation was with her on the morning of the Wednesday, instead of the Tuesday night?—It never was in the deposition because it was not so.

Q. When you came home after Mrs. Edwards had been there, you saw but five shillings in the till, and you expected seven, what did you say to him on that occasion?—Nothing at all, I had a mind to know whether there was seven shillings laid out or no, and when I returned the prisoner was gone to another house, and other business called my attention of consequence till towards the evening.

Q. Did you say nothing to him the next day or that night?—I did not till I took him up.

Q. And then you took him up to answer for it?—Not for that only.

Q. Having done this, having let all this time elapse for the sake of some good purpose no doubt, who searched him?—The constable.

Q. Who took the money?—The constable.

Q. On your oath have not you had it in your possession since?—I have.

Q. Did not the alderman tell you that it should not be so?—It was not.

Q. Now the marks that you talk of, you marked a great deal of money for the different persons?—Yes, half a guinea-worth of silver; I marked seven shillings for the lady to lay out.

Q. Did you never mark more on your oath?—Not this five, six or seven years.

Q. I mean did you mark more than the seven shillings which on that day you marked, did you after that time mark more?—I did, on Friday three shillings and six-pence; but it was a different distance from the sides.

Q. You swear that you did not refuse the constable to keep the money?—I did refuse he should keep it, that there might not be any alteration made in it.

Q. Have you ever been concerned in any of these prosecutions before?—One.

Q. On your oath was not you concerned in more prosecutions than one?—I shall not tell you.

Q. In point of fact how many people have you prosecuted for this same thing?—I don't chose to answer it.

Q. What will it hurt your feelings? as they are so nice I will not press it?—You warm me, when I first got up I was very cold.

Q. Have you told any body that you knew he was a thief before you hired him?—No.

Q. Pray have you had any conversation with Mr. Arnett?—Mr. Arnett brought him to me and recommended him to me.

Q. Have you had any conversation with him on this subject?—I see Mr. Arnett at the shop where he lives, and I had conversation with him.

Q. And you never told him so, that you knew he was a thief before you hired him.

Court. How long had you had this man?—About three weeks; a fortnight

in the shop where the robbery was committed.

Q. When was he taken up?—On Friday.

Q. Was he taken up in your shop?—He was taken up in my shop in Newgate-street.

Q. Was it from there that he had taken the money?—No, it was in No. 36, Ludgate-street.

Q. Did you see any money taken from him when he was taken, and how much?—Sixteen shillings and some halfpence, half a guinea and the rest in silver; there was one shilling of the marked money which the lady laid out herself, and two shillings of the marked money that Mr. Gough laid out.

Q. What past between you and him when you took the money from him?—The constable was going to take it out of his pocket, and he pulled it out and laid it on the table.

ANN EDWARDS *sworn.*

Q. Did Mr. Stirtevant call on you at any time?—Mr. Stirtevant came to our house on the 15th of this month.

Q. Are you a married woman?—Yes.

Q. What is your husband?—A perfumer.

Q. When was it he came, morning or evening?—About eight o'clock in the evening, to beg the favour of me to go to his house in Ludgate-street to lay out some money that he would mark for me in my presence; the same money I went with the next morning about a quarter past eight; he marked seven shillings with a fork rather on one side.

Q. Should you know the shillings again?—Yes, I bought a pair of cotton stockings, a pair of black stockings and one pair of gloves; I laid out the whole seven shillings with the prisoner at the bar, I laid the money down on the coun-

ter, I saw the prisoner take it up, I don't know what he did with it, then I came out of the shop and went home.

Mr. Const. You paid him the money, that money was not put in the till?—I don't know what he did with it, he took it up in his hand.

Mr. Const. He might mix it with his own money for what you know.

JOHN STIRTEVANT *sworn.*

On Wednesday morning the 16th of October, when I went down to the shop I asked the prisoner at the bar, how much he had taken?

Court to Mrs. Edwards. What time was it you went in the morning?—About half past eight.

Court to John Stirtevant. What time was it you asked him this question?—I suppose it might be about ten o'clock; I asked him if he had had any customers? and he said, he had; I asked him how much he had taken? he said, he had taken five shillings; I desired him to put the articles down in a book which we kept for that purpose; he put down two of three articles which he had sold to the lady; one pair of womens cotton, three shillings, and one pair of womens gloves, two shillings; which amounted to five shillings; I asked him if that was all he had taken or sold? he said it was; I put an article down which I had sold while he was away that he should not make any excuse; I also saw in the till that there was but five shillings in the till.

Mr. Const. You are brother to the gentleman that gave evidence just now?—I am.

Q. Are you correct as to the conversation that passed between you?—No, there was nothing else said to him.

Q. When you asked him how much money he had taken, did he say five shillings?—He said he had taken seven shillings; then I asked him whether he had included the two shillings that I had taken? he said, yes; then, says I, you have

have taken but five shillings; he repeated the words to me.

Q. Now about the setting down these things. Are you sure you did set down the pair of gloves that you sold, or did he set them down?—I set down one pair, and he set down one pair.

Q. Did he or you set down the pair of gloves that you sold?—Will you give me leave to speak? and I will speak.

Q. Answer that question.—He did set down a pair of gloves.

Q. And you, when you might have an explanation of the five shillings, you said nothing to him for two days, and when the thing is too late to explain then he is brought here?—He would put down the one pair I sold without my consent, but I made a memorandum of that pair of gloves being my selling.

JAMES WOODMAN *sworn.*

I am a constable; I was sent for on Friday the 12th of October; I took the prisoner out of the shop into the back room, and he took some monies out of his pocket and threw them on the table; with that I searched him further, and I could find nothing else on him. The monies were half a guinea, five shillings and six-pence in silver, and three-pence halfpenny in copper.

Mr. Const. When you took this young man into custody he was told that he had taken money that was marked, then he threw down the money immediately without coercion?—He did.

Court. Was he told that he was searched for money that was marked?—That I cannot positively say.

Mr. Const. Do you know what they said to him?—First he told him that he had a suspicion that he was dishonest; that were the words I believe.

Q. Was there any thing said about his having money that was marked?—I don't know particularly there was.

Q. You know that he put his hand into his pocket and threw down the money; you searched him and found that he had no more than that. At first did not Mr. Stirtevant say that all the money belonged to him?—I don't know that he said so; I remember, at Guildhall, that there was three shillings that Mr. Stirtevant swore to. I kept the man till next day, and produced it before Alderman Langston.

Q. The Alderman wished you to keep it; who prevented you?—Mr. Stirtevant.

Q. When it was produced the next day, had not you a shilling in your pocket marked just the same?—I had one the Saturday afterwards, and I really did say that I could not swear to money that was marked no more than they were.

Court to Stirtevant. Is that money you now produce, the same as was produced before the Alderman?—It is the very same.

Q. Is there any one that you can speak to?—That is the one marked for the lady.

Court to Jury. Look at this and see if you can ascertain it to be a shilling.

Jury. It is a French shilling.

Court. Then there is an end of this indictment.

Not GUILTY.

Tried by the London Jury before

Mr. RECORDER.

729. **JOHN COOKE** was indicted for stealing, on the 16th of August, a silver watch, value 15s. a piece of silk ribbon, value a halfpenny; a piece of brass, being part of a brass watch key, value a farthing; the goods of John Goddard.

JOHN GODDARD *sworn.*

I am a baker. At the time this watch was lost this man lived with me as my journeyman;

journeyman ; I had lent the watch to my other man, Charles Dale.

Q. When did you lend it him?—It must be before the 16th of August, some little time before that.

Q. How soon did you see it after it was missing?—It was four weeks within one day.

Q. In whose hands did you see it?—In the hands of one Peter Tuffs, he is here.

Q. Should you know it again?—Yes, my name is upon it in full length.

CHARLES DALE *sworn.*

When was it your master lent you the watch?—I cannot positively say the day ; some little time before it was lost ; I pulled it out of my pocket, and left it in the bake-house, the place where I bake.

Q. What day did you leave it in the bake-house?—Friday, between the hours of four and seven. I first missed it between six and seven to the best of my knowledge after I came home.

Q. Was it between the hours of four and seven in the morning or afternoon?—The afternoon. I missed it the same afternoon.

Q. Where did you first hear any more of it?—I heard the prisoner had sold the duplicate of a watch ; I told my master, and he went and examined the watch, and he knew it ; I have seen the watch, I saw it in the hands of the person that bought the duplicate, Peter Tuffs.

Q. How soon afterwards did you see it in his hands?—About a month.

SAMUEL SADLER *sworn.*

I am a servant to Mr. Berry, in Aldersgate-street ; I took in the watch of the prisoner on the 6th of September in the afternoon, I cannot positively say the hour.

Q. Had you ever seen the prisoner before?—Never. I asked him particularly

whether it was his own? he told me it was. I delivered it afterwards to Peter Tuffs by his producing the duplicate.

Q. Should you know the watch again was you to see it?—Yes, I should.

PETER TUFFS *sworn.*

I am a shoe-maker by trade. The prisoner came to my house and told me that he was out of place, when, I cannot justly say, it was the Sunday afternoon, five or six weeks ago, and said that he had the duplicate of a watch to sell ; I bought it of him, and I fetched it out of pawn for fifteen shillings, from Mr. Berry's, in Aldersgate-street ; I went to get the bruises out of the case, and the young man saw it, Charles Dale, and said it was his property ; when they stopped the watch I went to the justice with it, and the prisoner was taken up.

Q. Who did you deliver the watch to?—To George Deary, the constable.

Prisoner. Ask him whether I did not mention to him that I found the duplicate wrapped up in a piece of paper when I came to his house?—He told me that when he was being taken before the justice. When he came first he said he was out of place, and that he had got a watch to sell.

Prisoner. I did not say that I was the owner of the watch.

GEORGE DEARY *sworn.*

I am a constable ; I produce the watch ; I happened to be in a public house the 16th of September in the morning, and Peter Tuffs came in to ask if there was any person there that could take out the bruises in a case of a watch? I got the watch of Peter Tuffs, I produce it now, I have kept it till now by the order of the magistrate.

Tuffs. I believe this is the watch that I fetched out of pawn at Mr. Berry's.

Jury.

Jury. Are you sure that that is the watch?—Yes, it is the watch by the bruises on the case, and the name on the inside, Goddard.

Sadler. This is the watch that was pawned with me.

Goddard. This is my watch, my name is in full length on it in the inside.

Dale. I cannot positively say it is the watch, I did not take particular notice, I had it but such a little time in my possession.

Prisoner. On Saturday the 14th day of September, in Golden-lane, on my travels I found, wrapped up in a paper, three half-pence and a shilling, and the duplicate of a watch; and knowing Mr. Tuffs, I mentioned that I had got a duplicate of a watch to sell, and it was fifteen shillings if he would buy it of me, with that he took the duplicate and said he would take it out and see what it was worth, and give me the value of it for the duplicate. I have no witness, I sent to Kensington Gravel-pits, but they did not come.

GUILTY. (Aged 27.)

Transported for seven years.

Tried by the London Jury before

Mr. RECORDER.

730. **GEORGE CLAYTON** was indicted for stealing, on the 26th of September, four pieces of printed callico, containing one hundred and five yards, value 10l. the goods of Richard Yeoward.

JAMES SCULTHORP *sworn.*

I live with Mr. Richard Yeoward, he is a wholesale linen draper.

Q. Do you know of his having lost any property in September last?—Yes, on the 26th of September he lost four pieces of

printed callicos, he lost them out of the warehouse, from the counter in the front.

Q. Is the warehouse part of the dwelling house?—It is underneath the dwelling house, under the same roof.

Q. Can you get into the warehouse any other way than to the dwelling house?—No, only at the front door; the warehouse is on the ground floor; there is nothing there on the ground floor but a passage. I saw the printed callico there about an hour before, I happened to shew them.

Q. What time did you miss them?—I did not miss them till I took them on the prisoner's shoulder. This was on Thursday the 26th of September; I took him then that instant about thirty yards down Ironmonger-lane; I went up to him and tapped him on the shoulder, it was about thirty yards from our house; he had the linens on his shoulder.

Q. How came you to follow him?—I had some writing to do in the counting house and I saw something white, and I went to the door, and about twenty yards down the lane, or more than twenty, I saw the prisoner at the bar with the linen on his shoulder, and I knew one of the patterns, because it was the right side outward, and I followed him; the constable has them.

A CONSTABLE sworn.

This gentleman sent for me to take the prisoner into custody, and these things were hanging on the banisters when I went into the warehouse; they were delivered to me at the house.

Sculthorp. I am certain they are my master's property; this one piece has been in the house more than a twelve month, they are worth about ten guineas.

Prisoner. I hope I may be excused; I was in liquor.

GUILTY. Death. (Aged 23.)

Tried by the London Jury before

Mr. Baron HOTHAM.

Prisoner. I really have not words to express myself; I really was in necessity and very poor and distressed and had been drinking, or else I should not have been guilty of such a transaction.

731. DANIEL CRAWLEY and JOHN GIBSON were indicted for breaking and entering the dwelling house of Richard Brownless, about the hour of seven in the night, on the 2d of October, and burglariously stealing therein, a child's dimity petticoat, value 6d. a muslin cap, value 6d. a dimity pocket, value 2d. and two pieces of muslin, value 2d. the goods of Richard Brownless.

RICHARD BROWNLESS *sworn.*

I had my house broke open on the 2d of October, I was at work abroad, I have little to say in it; my wife is the chief evidence; I found some keys in the house afterwards.

ALICE BROWNLESS *sworn.*

I was at the outside of the door when it was broke open; it was about half after seven or a few minutes more.

Q. Was it so light then that you could distinguish the features of a man's countenance?—Not without a candle; we had a great many lights at the door, but we could not without those lights distinguish the features of any man.

Q. Suppose there had been no light or candle whatever, and you could only have seen before you by the light in the air, could you distinguish the features of a man's countenance?—I think I could. At my entering the house I opened the door, and I heard a noise, and I heard them come down stairs step by step; when I said three times, who is there? They did not answer but kept coming forward; there were three, but one made his escape, the other two we took; I gave

the alarm to the next door, and I had assistance immediately; Mr. Austin, of No. 3, and Mr. Goodyear of No. 8, came out, and they brought back the two prisoners, they were not out of my sight; the first man that came out knocked me down. The things are here which they had about them; there are eleven keys also, three found on them, and the others hid in the house; I took hold of the man by the coat, and had them brought into the house to be searched.

Mr. Knapp. You was before the Lord Mayor, was not you?—No, before Mr. Alderman Gill.

Q. Did you make any charge of any thing being stole?—No, sir, only of the things being moved.

Q. Because I observed in Alderman Gill's commitment, the charge was with an intent to steal?—They were only removed from one end of the room to the other.

Court. That will do.

— AUSTIN *sworn.*

I was called to pursue the prisoners; I pursued them; I took Gibson before ever he was out of my sight; I believe there was nothing found on him, the constable searched; there were some keys found on one of them.

Mr. Knapp. Where did you apprehend Gibson?—On Snow-hill, just at the bottom of the court where Mr. Brownless lives.

Q. Where does Mr. Brownless live?—In Clarke's-buildings, on Snow-hill.

WILLIAM GOODYEAR *sworn.*

I am a neighbour to the prosecutor; I remember pursuing the men; I took Crawley, he was not out of my sight; I delivered him up to the constable; there was something found upon him, I believe it was keys.

JOHN

JOHN TAYLOR *sworn.*

I am a constable; I was called in to search the prisoners; I found three keys on Gibson, two in his pocket and one he threw away into the passage, one is a pick lock key; he said, there is more besides these; I said, if there is more besides these I had better secure you first, and I secured him, and he told me of the pick lock key, mind you did not find that key in my pocket, and you did not find it on me.

ROBERT RAWSON *sworn.*

I am a tobacconist; I was at Mr. Spilbury's warehouse, on Snow-hill, and I heard the cry of a woman, murder and thieves! I made an attempt to jump over the brick wall to her assistance, but it was too high, and I ran round, and I saw the man at Mr. Brownless's door taken.

JANE AUSTIN *sworn.*

Mrs. Brownless knocked at our door; I opened it, and she was holding her own street door by the key, and she said there was somebody in the house.

Court to Richard Brownless. What did you find up stairs?—At the bottom of the kitchen stairs, under the mat, I found four pick lock keys after the men were committed on the 3d of October. On the 6th of October my wife found four more on the shelf.

Q. As to the things above stairs, did you see your property after your wife left the house?—They were not in the same situation as when my wife went out; but my wife can give the best account of that.

Alice Brownless. I found four pick lock keys on the side of the sink where the men opened the window to try to make their escape out; but when I opened the door they made their effort to come out of it, and Crawley knocked me down, and when I got up this Mr. Good-year had got a poker to defend himself; and was taking the prisoner.

Q. Do you remember in what situ-
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ation these things were before the prisoner entered your house?—I left them on a chair on the further end of the parlour, and I found them on a table adjoining to the parlour door, scattered about.

Q. At what distance were they from the place where they had been left?—About two yards.

Mr. Knapp. Pray Mrs. Brownless what time did you go out and leave the house?—About four o'clock in the afternoon.

Q. Have you any servants in the house?—No, I have lodgers but they were gone out of town almost for a fortnight.

Q. How soon did they come home?—Not till the Friday after the robbery was committed, it was committed on Wednesday evening, and they came home the Friday following.

Q. Have you no person that has access to your house?—There is only one person that comes in to make her son's bed, Mrs. Matthews.

Q. Was she there that day?—Without doubt.

Q. Did her son sleep in the house previous to this robbery?—He did.

Q. Had he been in the house in the course of this day?—He came home after the robbery was committed.

Q. Do you know whether the person, the mother of the young man, came in to make his bed after you had left the house?—She had.

Q. Had she a key to let herself in?—She had, and she had a charge to leave the door as she found it.

Q. Where does she live?—By St. Sepulchre's church.

Q. Is she a married woman?—She is.

Q. Does she always come to make her son's bed?—She does.

Prisoner Crawley. I had been up to see an uncle of mine in Oxford-road; I got to Snow-hill about seven or eight o'clock, I heard a cry of stop thief at the end of this court, and some men followed me, and

and the woman said that I was the man that went out of her house; when she went before the alderman, she said that the things were moved from the table on to a chair, and she said at first she lost some pictures.

Prisoner Gibson. I was sent with a letter from the Chapter coffee house, passing St. Sepulchre's church a man came and told me, and said I was his prisoner, and had committed a robbery up that court, and took me to that woman's house, they came and searched me, and found two keys about me, one is the key of my chest, and the other is the key of a shed that I had the charge of at Blackwell Hall.

ANN MATTHEWS *sworn.*

Q. Do you remember the day that Brownless's house was broke open?—Yes, I was there to make my son's bed, and I found the door fast, and I left it fast.

Q. Did you observe up stairs any child's dimity petticoat, a muslin cap, &c.—I saw none.

Q. Did you ever touch any thing of that sort?—I went to no apartment but my son's.

Mr. Knapp. Matthews, you make your son's bed, I take it for granted, every day?—Yes.

Q. Have you any manner of recollection of the very day of this robbery, except what you have heard since you came into court?—I heard there was an alarm in the house threemen being in the house.

The prisoner Gibson called four witnesses who gave him a good character.

Daniel Crawley, GUILTY. (Aged 16.)

John Gibson, GUILTY. (Aged 19.)

Of the Larceny only.

Transported for seven years.

Tried by the London Jury before

Mr. Justice HEATH.

732. **MARY BLANEY** was indicted for stealing on the 23d of September, a linen sheet, value 10s. three linen sheets, value 12s. a cotton gown, value 8s. a stuff gown, value 15s. a pair of stays, value 12s. a cotton bed gown, value 1s. and a cotton counterpane, value 8s. the goods of Susanna Madden in her dwelling house.

SUSANNA MADDEN *sworn.*

I lost three shirts, &c. last month; on the 23d of September, they were up in the one pair of stairs room; I was sorting my dirty linen, and I went down stairs, and when I went up again I saw the prisoner with the things in her apron on my own stairs.

Q. Was she a lodger in the house?—I never saw her before.

Q. Did you stop her?—She went out of my own passage, and I followed her out into the court, and I saw the top of my own stays, O dear, says I, you have robbed me; I immediately laid hold of her.

Q. Then you lost sight of her?—Yes, I did, but I followed her and I saw the stays; she knocked me down, she gave me three blows.

Q. Did you secure her at that time?—I could not, she knocked me down in my own place, and made her escape.

Q. When was she secured?—The same evening.

Q. What became of the things?—She threw them down in my own parlour; I followed her into the court, and pulled her back when I saw they were my own things into the house again; I have got the things, they are in court.

PHILLIP JOSTLING *sworn.*

I got these things the next day after the robbery before the magistrate, with a black gown, which the magistrate told me to let the woman have, but I put my name inside of it.

Madden.

Madden. My husband was buried on the Sunday as I was robbed on Monday, they are all my things.

2. What value do you put on them? — I wish to be reasonable to the prisoner.

Prisoner. I was taken up on another affair, and this constable made the woman say that I was the woman, because I had a dark bed gown on, and some woman came to me and said; if I would give her two guineas to give the constable, she would forgive me.

GUILTY,
Of stealing to the value of 30s.
(Aged 21.)

Transported for seven years.

Tried by the London Jury before

Mr. Baron HOTHAM.

733. ARTHUR BARTLET was indicted for stealing, on the 9th of October, a printed book, value 2l. another printed book, value 4s. another printed book, value 2s. a wooden box, value 3s. ninety-four printed numbers, value 2l. 7s. a silk waistcoat, value 5s. a jean waistcoat, value 7s. a pair of nankeen breeches, value 7s. a pair of cloth breeches, value 10s. three linen shirts, value 4s. a pair of worsted stockings, value 6d. a pair of cotton stockings, value 1s. 6d. a muslin neckcloth, value 6d. a tailor's iron, called a goose, value 2s. 6d. a wooden sleeve board, value 6d. and a wooden notch board, value 6d. the goods of Thomas Yarrell:

Thomas Yarrell, &c. were called on their recognizances.

Not GUILTY.

Tried by the London Jury before

Mr. Justice HEATH.

734. CHARLES ADLARD was indicted for feloniously stealing, on the

14th of October, a woollen cloth coat lappelled, value 1l. 10s. another woollen cloth coat, value 1l. 5s. three quarters of a yard of velveteen, value 7s. a quarter of a yard of kerseymire cloth, value 3s. a pair of metal knee buckles, value 1s. 6d. two pair of cotton stockings, value 4s. a muslin neckcloth, value 2s. three yards of kerseymire, value 1l. a cotton marseilles waistcoat piece, value 5s. seven yards of nankeen cotton cloth, value 9s. one other woollen cloth coat lappelled, value 1l. 8s. a silk and cotton toilenet waistcoat, value 5s. a muslin neckcloth, value 2s. a pair of black silk breeches, value 1l. two yards of thickset, value 5s. two yards of muslin, value 5s. 6d. a kerseymire waistcoat, value 10s. another kerseymire waistcoat, value 10s. a toilenet waistcoat, value 4s. a yard and a quarter of toilenet, value 10s. a yard of muslin, value 5s. five yards of nankeen cotton cloth, value 5s. and a kerseymire waistcoat, value 10s. the goods of William Nash.

WILLIAM NASH *sworn.*

The prisoner was a servant of mine he has been a servant to me two years all but thirteen days. I am a woollen draper, and salesman; I found him on the 15th of this month, on Tuesday morning about the hour of eleven, going up Giltspur-street with a parcel wrapped up in a news paper; when I went up to him and accused him of the property which he had there, he said it was his own, he said it was two shirts and other property; there was a hole in the news paper, through which I saw woollen goods, which he thought it not right that I should examine his property in that place, but I insisted on it, and found it was a coat, &c. they are all in the constable's possession; what is more remarkable this here coat is cut out fore part, and back part the wrong way, but the sleeves is cut out the right, by a mistake and error in the cutting.

JAMES

JAMES HALL *sworn.*

I am a constable ; there was a coat delivered to me, and the rest by different pawnbrokers before the magistrate.

Nash. This is the coat lappelled cut out the wrong way by one of my journey-men in a mistake, I am sure it is my property.

Mr. Peat. What are you ?— I am a taylor, woollen draper and salesman.

Q. Who is your partner ?— None at all, I never had any.

Q. You met the prisoner in the street ?— I saw him in the street, he was on the opposite side of the way, I crossed over to him, he said he had got shirts there, and other things his property.

Q. Did he tell you he had them of a cousin of your's ?— He did not.

Q. How much money have you given him since he was in custody ?— What he demanded as his right, fifteen shillings.

Q. Did you take two guineas from the prisoner ?— I did not, I took it out of a chest ; I gave him fifteen shillings of it, which he demanded as his right, he said the rest was mine.

Q. What past when you gave him the fifteen shillings ?— Nothing more particularly.

Q. Do you know John Lawson ?— I do.

Q. Did not you make some promise to him if he would be a good boy ?— I did not.

Q. You said nothing about the two guineas before the sitting magistrate ?— I did not mention it, I am sure of that.

Court. Did you take the two guineas out of the chest ?— I did, I asked him whether it was his or mine, he said it was mine, but fifteen shillings that was his own. I asked him if he had any more demands on me? he said no.

Q. Were there two guineas and fifteen shillings ?— No, two guineas out of which I returned him fifteen shillings ;

I took out these buckles, neckcloth and stockings, and told them if they were his to take them ; he said they were mine.

Mr. Peat. Was it before or after the promise you made him, that he told you that these buckles were your's, and this neckcloth ?— I know nothing of any promise.

Q. Then it seems you made him no promise whatever, recollect yourself a little ?— None at all.

Q. Let us understand what you mean by promise, perhaps you mean one thing by it and I another ?— When I met him I asked him what property he had got ? and where he was going ?

Q. What did you say to him about confessing in the way of a promise ?— Nothing to that purpose at all.

Q. Then it seems nothing passed about your cousin at all ?— Very few words ; nothing that I can bring against him.

Q. Did he say that he had received them of him ?— He did not.

Prisoner. I leave my defence to my counsel.

JOHN LAWSON *sworn.*

Q. When was the first time that you was in company with the last witness and the prisoner together ?— I cannot recollect the day but it was after he was taken.

Q. Did any thing pass about his forgiving of him ?— By no means.

GUILTY. (Aged 27.)

Prosecutor. My lord the prisoner being a youth of few years, I hope you will consider his mercy.

Transported for seven years.

Tried by the London Jury before

Mr. Justice HEATH.

ASHER

735. ASHER JACOBS was indicted for stealing, on the 21st of September, a canvas purse, value 1d. two half crowns, a shilling, a six-pence, a counterfeit six-pence, value $\frac{1}{4}$ and four copper halfpence, the goods, chattels and monies of John Dando, privately from his person.

JOHN DANDO *sworn.*

I was robbed the 21st of September in the afternoon, the things were taken out of my jacket pocket unknown to me in Rosemary-lane, the pocket was inside my jacket; the purse was inside of the pocket.

Q. What was in the purse?—Two half crowns, a shilling, a sixpence, a sixpence that was not passable and some halfpence, I cannot justly tell how many; I had it in my hand not above five minutes before it was taken out of my pocket; I had paid for a pair of stockings that cost me seven-pence in Rosemary-lane.

Q. Had you paid for them in the shop or in the street?—I dropped a halfpenny out of my hand, and the prisoner picked it up and gave it to me, I put the money into my purse.

Q. Was it at that time that you put the purse and money into your pocket?—It was, and I turned myself round and a Mr. Pratt came and told me that I was robbed, and I felt and found my purse was gone, I did not know who had it nor did not know what was become of it; I and Mr. Pratt went up a little alley to see if we could find out who the thief was, but I could not find him, and I did not make any further enquiry that night.

Q. You did not find him in the alley?—I did not; I went home.

Q. Have you had any reason since to suppose that the prisoner has taken your property?—I have no reason at all other-wise than by evidence.

Prisoner. I know no more about it than nothing at all, I never saw the man at all in my life.

Court to Prosecutor. Had you taken observation of him enough to know him again?—He was standing right opposite to me while I was dealing for the stockings; and I dropped a halfpenny out of my hand, and he picked it up.

Q. Is there any one time that you can fix that your money was taken from you?—No one time at all, I did not feel the least thing in the world of its going.

Q. What are you?—I am a coal heaver.

EDWARD PRATT *sworn.*

I was in Rosemary-lane, the time the prosecutor speaks of, I saw the prisoner at the bar follow Mr. Dando, and I saw him turn his jacket and take the purse out of his pocket, and had it in his hand, and then he ran away, I stepped up to the prosecutor and told him his pocket was picked, and told him where the man went, and as soon as we got to a little court we lost him for that night.

Q. What was the colour of the purse?—It was a brown dark canvas bag, dirty.

Q. Do you know what the prosecutor put in this bag when he put in the change?—I do not.

Q. How soon did you see the prisoner after this?—On the Monday following, this was on Saturday night, on Monday we see him again.

Q. How did you know it was the prisoner you see?—I know it was the same person, I had seen him before then a good many times, I have no doubt of his person, none at all.

Q. Was any thing found on him? was he searched? have you any thing more to say about it?—No.

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Prisoner.

Prisoner. I never saw the man nor none of his money, if people will swear false I cannot help it.

Court. What may the prisoner's business be?—I don't know, I never saw any thing of his trade or occupation.

EDWARD HIGGINBOTTOM
sworn.

I am a salesman in Rosemary-lane; on the 21st of last month I saw that young fellow running, he ran against me in the lane just at the corner of the court, it was about five o'clock, as high as I can guess when he ran against me; I saw two men running after him, one said that he was robbed; I know him, he dealt in the lane, I said to him he has gone up that court; I saw him on Monday morning much about the same place between five and six o'clock, rather more to the Minories way, I took him and carried him to the comptor, and gave him in charge to an officer.

JOHN FENNELL *sworn.*

I am the street keeper in Cheapside, the prisoner was brought to the comptor and kept there sometime before I was sent for; I found him at the comptor.

Q. Was he searched there?—No, not by my seeing.

Court to Higginbottom. Was he searched?—He was not; as I was not an officer I did not think it was proper for me to search him.

GUILTY,

Of stealing but not privately. (Aged 20.)

Transported for seven years.

Tried by the London Jury before

Mr. RECORDER,

736. **ROBERT EDGEWORTH**
was indicted for burglariously breaking

and entering the dwelling house of Peter Mellish and William Mellish, about the hour of two in the night of the 19th of October, and burglariously stealing therein, a cloth coat, value 4s. a velvet waistcoat, value 1s. a linen handkerchief, value 6d. a clasp knife, value 1d. a half crown, two shillings, ten copper halfpence, and one copper farthing, and a counterfeit six-pence, the goods and monies of Joseph Birch in the same dwelling house.

(The case opened by Mr. Knapp.)

JOHN LODGE *sworn.*

I am a journeyman butcher to Mr. Mellish, Shadwell-dock.

Q. What are their names?—Peter Mellish and William Mellish.

Q. Where is their house situated?—By the river's side at Shadwell-dock.

Q. Describe the situation of this house to the court and jury?—I sleep in a little house that goes in at the right hand side of the gate and my master's house is on the left hand side.

Q. Is there a wall that surrounds both the houses?—Yes, there is.

Q. Is where you live within the gateway?—It is.

Q. You slept with Joseph Birch in the same house?—Yes.

Q. Where is that house?—It is in master's yard.

Q. Were there any great gates to this yard?—Yes.

Q. Is it within those gates?—Yes, it is.

Q. What fence is there about you?—A wall on one side of the house, and a river on the other.

Q. Are you inclosed on the side of the river with a wall?

Court. Does the wall go completely round?—From one side of the gateway to the other.

Mr. Knapp. Is there any other way into the street except through the gate?—No, none at all.

Court.

Court. I want to know whether that wall goes all round the premises?—It joins from our house to master's.

Q. Does the wall continue from your master's to the house you live in?—Yes, there are buildings all round, it is a square, it is one wall.

Q. Does it all belong to Mr. Mellish?—It does.

Q. It is completely enclosed, is it not?—It is.

Court. Then if I understand you right where you sleep is one side of the gateway and Mr. Mellish's house is on the other side of the gateway, and the wall connects both?—It does, and there is no possible way of getting out but at the gate, except they get over the wall, and that will take a man a deal of trouble to do.

Q. To what purpose is the house you live in used for?—For the butchers to sleep in that work for Mr. Mellish.

Q. Did you sleep in the same room with Birch?—Yes.

Q. Now what time did you go to bed at this night?—Some time between eleven and twelve, Saturday night, but I cannot tell the day of the month.

Q. How long ago?—I cannot say, I did not take any notice of the day of the month, about a fortnight or three weeks ago, or it might be longer or shorter; I was the last person up.

Q. When you went up stairs how did you fasten the door at the yard?—To the door in the yard there is no fastening at all only I put it to, and when I went up to the room where I slept, I latched it.

Q. You nor Birch does not pay any rent to your master?—No, none at all.

Q. Are you sure you locked the bed room door?—I am positive I latched

Q. So that any person to get into that room must lift up the latch to come in?—Yes.

Q. Was you present when the man was taken?—The man that took him came and called to me at the bottom of the stairs, and I got up from the bed.

Q. Who alarmed you?—Taylor.

Q. What time of the morning was that?—About a quarter before four, he told me it was.

Q. Was it light at that time?—It was moon light, it was not day light, I went to bed again; he asked me if I had lost any thing? I said no, and this man got out of bed and said that he had lost his coat and waistcoat that he had pulled off when he had gone to bed.

JOSEPH BIRCH *sworn.*

I am servant to Mr. Mellish, I sleep in the same lodge with the last witness; this happened last Saturday was a week, I went to bed a little after eleven o'clock.

Q. When you went to bed what did you do with your things?—I chucked them into the cupboard, a striped velveret waistcoat, and a cloth coat, and a white linen handkerchief in the pocket of it, with a red border, half a crown in the waistcoat, two shillings, and a bad six-pence, five-penny worth of halfpence, a farthing, and a knife.

Q. What may be the value of them altogether? twenty shillings?—No, not so much.

Q. When did you miss them?—I did not miss them till Thomas Spikes came and awaked me in the morning; he came and called my fellow servant, but I was awake and I missed my things directly I went to the cupboard, it was about four o'clock.

Q. Was it light or dark?—Dark.

Q. Was

Q Was the door shut or open at that time?—I cannot tell, I did not observe.

Q How soon did you find them again?—A man came and told us that the clothes and the prisoner were up at the watch-house.

Q Did you go up to the watch-house?—I did, I saw the things, they were all there as I had put them in the cupboard the over night.

Q Are they here?—They are, I gave charge of the prisoner directly.

Q Did you know him before?—I cannot say I did, I have heard him cry the hour but I did not take any notice.

Q Did the prisoner say any thing at the time?—He said nobody could confine him, with that I gave charge of him directly.

WILLIAM TAYLOR *sworn.*

I am a rope maker, I know the prisoner's face again since I took him; I took him on Sunday morning about half after two o'clock, I took him in Mr. Mellish's yard, at the post of the stair case where the men sleep.

Q What business had you in the yard there?—I had been looking out for my father in law at Shadwell-dock stairs, he was to come to me at twelve o'clock, I stood at the stairs and I heard the prisoner at the bar go past one o'clock and two o'clock.

Q Where was the man?—In the street. With that there I sat there, I was keeping the boat afloat, I made the boat fast at the stairs, and took the sculls to Mr. Mellish's yard; I went to get myself a glass of gin, and I met the watchman, the prisoner at the foot of the stairs of Mr. Mellish's house, where the men sleep; I said to him halloo, what have you got here? he makes no answer, but ran past, I saw a coat and waistcoat hanging over his arm.

Q Was it light enough for you to see what sort of a coat and waistcoat it

was?—It was not, it was quite a cloudy morning; I caught hold of him by the collar, and I said, what have you got here?

Court. Could you distinguish his face so as to know him at all? could you tell any man by his face?—No, I could not, I asked him if them belonged to him? he said no. I asked him where he got the property? he said he found them in a necessary, in Labour-in-vain-street.

Q Did you know Labour-in-vain-street?—Yes, it might be almost a hundred yards off.

Q Did you continue hold of him?—I brought him outside of the gate, and I called out watch, not knowing him to be the watchman, he said I will take you to the watchman, with that I took him to the watch-house; I let him have the property all this time; when I went there was never a watchman in the place; the officer had gone his rounds, and he said he would take me to Mr. Thomas's, the officer's house; he had gone his round at three o'clock; we went to Mr. Thomas's, Mr. Thomas was not at home; coming back again I met with the officer of the night, Mr. Bailey, to whom I gave charge of the prisoner, then Mr. Bailey said that he would be bound for his appearance, I went home and awaked my father-in-law; Mr. Bailey kept the property; I left the prisoner and property in the watch-house with Mr. Bailey.

Q What became of the property when you came away? did Mr. Bailey take it of the prisoner?—He did, and I went and awaked my father-in-law, and went with him to Mr. Mellish's to awake the people at Mr. Mellish's, we alarmed all the whole four of them that slept in the place, and there were none had lost any thing but Joseph Birch.

Q Did you hear him say so?—I did, after that Birch and me, and my father in law, went to the watch-house, and we

see

see the prisoner there, Mr. Bailey was there.

Q. Did you see the property again, that you had seen before?—Yes.

Q. What did Birch say to the property?—He said he could swear to the property being his.

Q. Did he look at it?—Yes.

Q. Did you give any charge of the prisoner?—Yes, I gave charge of him, having the property in Mr. Mellish's yard.

WILLIAM BAILEY sworn.

I am a watchman, belonging to St. Paul's, Shadwell; I was officer of the night, I remember meeting the prisoner and Taylor between three and four; between the watch-house and King David's-lane, on Sunday the 20th of this month; Taylor gave charge on suspicion that he had stole the coat and waistcoat, and Birch gave me charge afterwards; I have known the prisoner for four years, he was a watchman of the same parish, of St. Paul's, Shadwell, he was on the very night.

Q. Whereabouts is his beat?—His beat is by Shadwell Dock, by Mr. Mellish's; I took charge of him and the property, and took and locked them up and produced them on the morning of the 21st, at the office; this is the property, I have had it in my custody ever since, it was sealed up there.

Q. Did you hear the prisoner say any thing about it?—I examined the prisoner, how he came by it, he made a slight answer, he said he found it, I asked him whether he knew what were in the pockets? he told me no, he had not felt, I asked Mr. Birch what he had lost? he told me a coat, waistcoat, &c. the prisoner was in the watch-house at the time.

Q. Did Mr. Birch, in the presence of the prisoner, claim the property to be his?—He told me that it was his property,

and that he had pulled it off his back, and laid it in the cupboard before he went to bed.

Q. Do you know Mr. Mellish's premises?—I was in them to day.

Q. Do you know the gateway, is there one connected square of buildings and wall to make the square? Is there a general building that makes the square, or is any part of it open?—To the best of my knowledge there is a little wall, but it is very high, that goes round and connects all the buildings.

Birch. This is my coat and waistcoat, I can hardly swear to the handkerchief, but it was the same sort of handkerchief that I lost; nor the money I cannot swear to, nor the knife so much.

Prisoner. I found them in Labour-in-vain-street, as I was going down at two o'clock in Mrs. Partridge's necessary, they were tied up in this white handkerchief, I see something white, and so put my hand on them, and I untied them and I had them on my arm, and this man met me and hallooed out watch, I told him he need not call out watch, for I was going to take them to the watch-house.

The prisoner called Mary Douglas to his character.

GUILTY,
Of stealing but not of the burglary.

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. RECORDER.

737. **WILLIAM ROSER** was indicted for stealing, on the 11th of June, four pair of silk hose, value 1s. three pair of cotton hose, value 6s. the goods of Robert Hinksmen.

ROBERT HINKSMAN sworn.

I am a linen-draper.

Q. Was

Q. Was you robbed at any time?—I believe I was; when the prisoner was found out I was from home, I saw them at one of the pawnbroker's first, after I came home.

JOSEPH SIMMONS *sworn.*

I am a linen draper, I lived with Mr. Hinksman at the time these goods were stolen, I was called upon by Mrs. Hinksman in the absence of Mr. Hinksman, to know if I knew these goods; I saw them at a pawnbroker's.

Q. What time was that?—Sometime in the beginning of October; I know them to be the property of Mr. Hinksman.

—— BECKET *sworn.*

The prisoner at the bar is my apprentice, and used to go and dress Mr. Hinksman every morning, he dressed himself on the 8th of September and went out, and I found these duplicates by lifting up the top of his bed, it was a bureau bedstead; it was Thursday eight o'clock in the evening; I have kept the duplicates ever since; here are seven; on the 24th my apprentice told a friend of mine that he meant to run away from me, to prevent his running away, I then on the 24th charged him with the constable, when I charged him with the constable, I then went to Mrs. Hinksman, and she and I went to several different pawnbrokers, and she said these things had all her shop marks.

Q. Did any thing pass between you and the prisoner about these duplicates?—Not a word.

—— *sworn.*

I am a pawnbroker; I produce two pair of white cotton stockings, one pair pledged the 8th of June, in the name of William Roser, and the other pair the 20th of May, in the name of John Mason.

Q. Do you know the person of the prisoner?—No.

Q. Was you at home when they were pledged?—I was, when one pair was brought, but I did not take them in.

Q. Did you give duplicates with them?—Yes.

Q. Have you seen them since?—Yes, at Bow-street.

Q. Who produced them at Bow-street?—The master-hair dresser.

Court to Becket. Shew this man the duplicates that you took from the prisoner.

Pawnbroker. One is my own hand writing in the name of William Roser; I know the hand writing of the other, it was wrote by a young man that lived servant with us, but has since left us.

HENRY BATT *sworn.*

I am a journeyman to Mr. Edward Fleming, of Newgate-street, a pawnbroker. At the time of the robbery I was a journeyman to Mr. Bechum, of Holborn; the things were pawned with Bechum; I produce a pair of stockings, they were pawned by a young man, who called himself William Roser, I believe it to be the prisoner, to the best of my recollection.

Q. When was it?—The 8th of February.

Q. Did you give him a duplicate?—Yes, the stockings are here.

Court to Becket. Shew the man the duplicate that belongs to these stockings.

Batt. This is the duplicate, it is my own hand writing.

ROBERT FERNE *sworn.*

I am a pawnbroker, a servant to John Salkeild in Fleet-street; I produce a pair of silk stockings pawned by a young man, who called himself William Roser, I cannot take on myself to say who was the person; I gave a duplicate.

Court to Becket. Let the last witness look at the duplicates.

Ferne.

Fearne. This is the duplicate, it was pawned the 5th of February, it is my own hand writing.

Court to Becket. Can you recollect how long the prisoner had dressed at Mr. Hinksmans?—About the last two years and a half past.

sworn.

I am a servant to John Morris, a pawnbroker, Holborn, I produce a pair of cotton stockings, pawned in the name of William Rofer, but I don't know it was the prisoner; they were pawned the 20th of May.

Q. Did you give a duplicate?—Yes, I have got them here.

Q. Look at Mr. Becket's duplicates, and see if there is any one of your's?—This is my duplicate.

JOHN DALE *sworn.*

I am a servant to a pawnbroker, I took in a pair of silk stockings the 9th of February, I gave a duplicate, by the name of William Rofer, but I don't know the prisoner.

Court to Becket. Shew him the duplicate?—This is the duplicate, it is my own hand writing.

SARAH VAUGHAN *sworn.*

I am a servant to Dobery in Holborn, I produce one pair of silk stockings, pawned the 8th of February, by one Rofer; I believe it to be the prisoner at the bar, it is a great while back to recollect the person, I gave a duplicate.

Court to Becket. Have you any duplicate left? shew it to her.

Vaughan. It is my own hand writing.

Prisoner. I have no defence to make, I trust to the mercy of the court.

Hinksmans. The articles have got marks on them, I believe the whole to be mine, there are my marks on them.

Simmons. I marked six pair of these stockings at Mr. Hinksmans myself, I did not the seventh pair.

GUILTY. (Aged 18.)

Transported for seven years.

Tried by the second Middlesex Jury before

Mr. RECORDER.

738. RICHARD TUART was indicted for that he, on the 18th of August, feloniously, wilfully, and maliciously did make an assault on Lars Holmstans, and with a certain wooden stick, value 1d. which he then in both his hands then had and held, in and upon the right side of the head near the right ear of him the said Lars Holmstans, then and there feloniously, wilfully, and with malice aforethought, did strike and beat, giving the said Lars Holmstans, by such striking and beating with the wooden stick aforesaid, on the right side of the head near the right ear, a mortal fracture of his skull, of which said mortal fracture, he the said Lars Holmstans, from the 18th of August to the 20th of September, did languish, and languishing did live, on which said 20th of September, Lars Holmstans died.

Indicted in a second COUNT for the like murder on the coroner's inquisition.

The case was opened —

LAWRENCE LEYMON *sworn.*

I am a Swede.

Q. Did you know the deceased Lars Holmstans?—Yes.

Q. On the 18th of August last where did he lodge?—At one Mr. Peterson's, who keeps the sign of the Three Foxes, at Limehouse.

Q. Did you lodge there?—I did not, but I was in the same room in the evening

evening between the hours of nine and ten, I think it was ten o'clock; there were about three gentlemen in blue coats came into the room, Holmstans and I were sitting on the bed, and several more followed them, I don't know how many more, they were in short jackets, Holmstans and I were sitting on the bed, and this gentleman came in and made mention of this word, here they are, and Holmstans was undressed going to bed, he had nothing on but his shirt and drawers, with that they came in and got hold of this man's shoulder and me immediately; they never asked what we were, nor who we were, but bundled us down stairs, and in the mean time they were shoving us down stairs, there were several of them struck both him and me over our heads as hard as ever they could with both sticks and fists.

Q. Did any thing pass in the room before you came down stairs?—Not that I saw.

Q. After you got down stairs what passed?—I was shoved out of doors, I saw no more of the affair, and three of them were jumping on my breast with their knees, and beating me over my head with sticks; I saw no more of the deceased, till I was brought into the house, when I saw a man laying over a chair, and all over a gore of blood.

Q. What countryman was the deceased?—A Swede.

Q. Was there any violence used in the room, on the part of yourself, or the deceased, to these people that came in?—No, I saw no more of it than what I have told you.

Mr. Fielding. How many Swedes do you think were in this house, on the night that this happened?—A great many, above twenty as nigh as I can think.

Q. In what room where they assembled?—They were all in bed in the room that we were, except two; there

was a great many in another room, but I did not see them.

Q. Had you lodged there any length of time yourself?—I had lodged there before, but at that time I did not.

Q. The man that died I believe could not speak a word of English?—No.

Q. How many were in the room where the deceased was?—There were not above three more, and all the rest were in bed.

Q. There were more besides Holmstans that was up, and the rest in bed; how many beds were in the room?—Either four or five, I am sure I don't know, either three or four I mean.

Q. Did they get up immediately?—There were three or four up.

Q. What became of them?—There was one of them cut in the head most shockingly, and he is gone to sea.

Q. You did not observe what was done with the other three?—I did not.

Q. My good man was not there immediately on the stairs a very considerable confusion, and a great many people come out in their shirts?—There was not that I saw.

Q. Do you know who made use of this expression, and when it was first made, as *Swanskey come out*?—After I came out in the street, I said for God almighty sake come out and help me, in English, and afterwards I said it in Swedish; and if a gentleman had not come from the other side of the way I should have been murdered.

Q. I ask you whether you did not hear the Swedes call out in this way?—In the street, but not before.

Q. On the stairs immediately at the entrance of the door did you hear no voice at all call out to the Swedes to come out?—No, I did not till I got out of doors.

Q. How many do you think were in the room, so as to force you and the whole down stairs?—There were three gentlemen

gentlemen in blue long clothes, they were the three first, and several more which I cannot tell how many they were.

Q. Was there any light on the stairs?
— There was light in the room where we were.

Q. Then all this was instantaneous, took up but very little time?— It was all done in a very short time.

Q. Therefore when you came out of your room on the stairs, did you observe whether there was any light or not? was it not all confusion on the stairs, a vast number of people there, Swedes and of others?— There were no Swedes that I saw; I was shoved down stairs as hard as ever I could, and got several blows.

Q. You say you don't know the gentleman at the bar, whether he was one of them or not?— Yes, he is one of the gentlemen.

Q. How do you know him?— By his face, just when he came into the room there was a light standing right before him, and he said, here they are, here they are.

Q. Now the language used, was here they are, how did you understand it?— I don't know what they meant by it.

Q. Did you hear any language at all made use of by any other man on the stairs, or was you quite ignorant of what passed till you got into the street?— When I got into the street, I said, I am a protectioned man, I have got this protection, and one of them hit me on the head and called me a Scotch bugger.

Q. How many Swedes have you reason to think were in the house at that time?— There were only three up stairs.

Q. How many do you think were in the house of Peterson at this time?— I don't know.

Q. Were there any other Englishmen there?— I don't know.

Q. English seamen did visit that house sometimes?— Yes, very often.

Q. Peterson is what they call a crimp?
— Yes, he gets seamen for captains.

Q. And English seamen come under his view as well as you foreigners? now I want to know whether it past within your hearing or not, that they did not come for foreigners, they wanted to look after somebody else?— I did not hear that, neither in the room nor on the stairs, nor in the street at no way.

Prosecutor's Counsel. Did you know the prisoner before? or do you know him now only?— I recollect his face very well, he had a stick in his hand.

Mr. Fielding. I caution you to be a little aware; in the first place you said you did not know him, will you take upon yourself to say that that gentleman had a stick in his hand, supposing him to be the man?— I am sure he had.

Q. Did you ever say that that man had a stick in his hand?— I never see him before that.

Q. Did you ever say before to any body that he had a stick in his hand?— Every man that I see had a stick in his hand.

Court. You was examined before the magistrate, you gave in your information on oath before him? you have told us of your having been very much beat, and of your seeing the deceased struck by several of the gang? how happened it when you delivered in your account to the magistrate that you never related one circumstance of that sort, because I have your information here?— I don't understand you, please to explain it better for me.

Q. After the man was killed there was a coroner's inquisition held?— There was.

Q. You was examined before the coroner?— Yes.

Q. How happened it you did not tell what you do now, that you was struck, and that you saw the deceased struck?
— I did say so then as I say now.

U

Court.

Court. I have here the information, you did not say a word of it.

ANDREW PETERSON *sworn.*

I keep the Three Foxes, at Lime-house. I know the prisoner at the bar.

Q. Have you seen him before?—I have seen him several times.

Q. Do you remember the transaction at your house, the 18th of August?—Yes.

Q. Had you known Tuart before that?—I had, he had often come with a gang to our house.

Q. Did he come on the 18th of August?—He and several more, Mr. Watts and others.

Q. Who came into your house first on that evening?—Watts.

Q. Any body in company?—The prisoner was the next to him, I stood in my bar, and I see them run back up stairs without saying a word, which I took up the candle and ran after him, I overtook them when they got to the two pair of stairs room.

Q. Who lodged in the two pair of stairs room?—Lars Holmfans and others.

Q. When they got into the room will you relate what passed there?—I went into the room, and had a candle in my hand.

Q. Was there any other light in the room before you came?—I am not certain there was.

Q. Did all the gang go up at once?—No, Mr. Watts and Mr. Tuart and another that I did not know, they three went up first, after they were up, Mr. Watts or Mr. Tuart called out to them to come up, he called one man by the name of Baker, and then all the gang came running up.

Q. Had any thing passed before the rest came up?—I took the candle in my hand then, and went out of the room, I was very bad with a cold.

Q. Did you see what passed below stairs?—I did not see till the gang and men were out in the street; when I saw Mr. Tuart beating the deceased, I went then to the street door, he was beating him with a stick in the street, the right side of the door.

Q. Did any thing happen to this man in the street?—In consequence of being beat he tumbled down, and then he came and crawled to the bar, and then he tumbled down again, and then he crawled to the stair case, and tumbled down again.

Q. Did you see Mr. Tuart after the deceased was in the house again?—Mr. Tuart came in, he said dear sir, dear sir, what is the matter, I said you are the man that has killed the man, and half murdered him; he said I have got no stick, I said that he was the man, for I saw nobody else strike him.

Q. When you told him that you had seen him, and only him strike him, what did he say?—Dear sir, I have got no stick.

Q. Had he a stick at the time of this conversation?—No.

Q. How soon did this conversation pass after the beating with this stick?—I suppose two or three minutes at the farthest.

Mr. Knowlys. I take it for granted the having these people in your house was totally unexpected by you?—It was.

Q. Now I ask you, I believe you had some conversation with some of these people in the tap room before any alarm took place at all?—Not to my knowledge.

Q. Do you mean to swear, man, that before you went up stairs with the candle in your hand, that you had no conversation with the prisoner at the bar in the tap room?—Not a single word in the tap room, except he might say, how do you

you do? at the bar. We pass the tap room first, before you get to the bar.

Q. How long might he be talking to you?—He never stopped a minute.

Q. Who was with him when he said that?—Watts was with him, he did not speak a word, but I don't know whether Tuart spoke or not.

Q. Watts pass you before you lost sight of Tuart?—They were all of them out of my sight till I got the candle.

Q. Did Watts pass before Tuart spoke to you?—Tuart followed Watts.

Q. I ask you whether at the time Watts was going up stairs, Tuart did not stop to speak to you?—They followed one another as quick as they could.

Q. Then Tuart did not stay a single minute speaking to you while Watts was going up stairs?—He did not, I am on my oath.

Q. I ask you whether you did not hear somebody call on the stairs before Tuart left you?—There was not, I swear that positively, nobody called out before Tuart went up stairs.

Q. You went up with a candle?—I did.

Q. Did you go into the room where these Swedes were?—I did.

Q. How many Swedes were there in that room?—I cannot positively say, there might be about twenty men at home at that time, but they were not all in that room.

Q. On your oath cannot you say there was a dozen in that room?—I cannot say that, I have only three beds in that room, and two men in a bed.

Q. Will you swear there were not a dozen Swedes in that room?—I never go up with the people to bed.

Q. Had Tuart, Watts, and the other got into the room before you came there with a candle?—They had.

Q. You carried that candle lighted down stairs?—I did, I was first down stairs, I was obliged to let the candle and

candlestick all go just at the bottom of the stairs, because they came so fast after me.

Q. You say they were coming down stairs after you very fast?—Yes, they were.

Q. There was a croud coming down after you?—I cannot tell whether there were two or three, ten or twenty.

Q. Do you mean to say that, why did you go down stairs with this candle a light?—Why should I stay in that room when I saw a croud of people coming after me.

Q. A very good answer, on your seeing a croud of people after you, of course you made your escape as well as you could?—I did.

Q. In consequence of the croud coming it was that you put out the candle?—It tumbled out of my hand, I did not put it out.

Q. Do you recollect the expression, that when you was in the room, one of them saying to you, how is this, we don't want any foreigners?—They never made that expression to me.

Q. Was not that expression made use of?—Not to my knowledge.

Q. How came you first of all to say it was not made to you?—I did not give you that answer, I give you no further answer but that I tell you the truth.

Q. On your oath was it not your first answer to me?—I never heard them say so.

Q. Why did you tell me they did not say so to you?—I tell you to my knowledge what I know.

Q. Will you swear that that expression was not made use of, we don't want foreigners, or something like that?—I will swear it never was to my knowledge.

Q. Will you swear that?—To my knowledge I did not hear it.

Q. Will you swear that that expression

pression was not made use of?—I will.

Q. On your oath will you say that that did not pass in the room while you was in the room?—Yes, I will.

Q. Now, sir, on the stairs, when you got down, was not that expression made use of?—I never heard it.

Q. Who was it asked you for the candle?—Mr. Watts, he held one part of the candlestick and I the other, and I would not let him have it.

Q. Why did not you let him have it?—I was not insured a shilling, and that was the reason, I told him I would go up with him.

Q. What did Watts want the candle for?—He said there was a man that had gone up stairs before him and he wanted a candle to go up to see who that was, I said I would not lend him the candle, I would go up with him; I refused him the candle.

Q. Was there any scuffle ensued between you two?—Not at all, he let go the candlestick.

Q. Did not he tell you that he was sure that man that had gone up stairs was an englishman?—I judge that he supposed the man that was gone up was an englishman by the conversation I had with him.

Q. You was examined in the morning that these men were taken, when the man that was taken to the Hospital died?—Yes.

Q. You did not say you was so much frightened when you let the candle fall that you could not see how the transaction took place?—I did not.

Q. Who drove down the gang that came with these men?—I don't know indeed.

Q. You never said you knew who drove them down?—I never did.

Q. Then you never formed any opinion whether the press gang drove down the Swedes, or the Swedes drove the press gang?—I never did.

Q. Nor never expressed such an opinion to any body freely?—I never did.

Q. Do you recollect, you understand a little Swedish? you are a Swede?—I am.

Q. Do you recollect such an expression, Swanskey, come out?—I heard that while I was on the stairs, they said, Swedes come out. I was down on the stairs at that time and the rest were in the room. Watts stood on the landing of the second pair of stairs, and I stood on the stairs, he holding the candle in one hand, and I in the other; the cry was, Swedes. Swedes, come out!

Q. And then they came out of the room?—I don't know.

Q. Did not you call to them to come out?—I did not.

Q. On the oath you have taken, did not you call to the Swedes to come out?—I did not.

Q. That you speak on recollection?—I do.

Q. You never saw any knives, or poker, or tongs?—I did not; I positively did not.

Q. Perhaps none of the men who were with Tuart were cut with knives?—I don't know whether they were or not.

Q. Did you see Watts in the street? On your oath was not Watts's forehead cut across and bleeding at that time?—I did not see it.

Q. Upon your oath did not you, at any time, see Watts with his head tied up and bleeding?—The next day I saw him with his head tied up, but that night I did not.

Q. Did not you see him bleeding that night?—I did not, that I swear positively.

Q. Nor you see no knives?—I did not.

Q. No poker at all, nor any tongs?—No.

Q You

Q. You would have been very much disliked by the persons who frequent your house if it was known that you gave information to a press gang?—I never gave information in my life.

Q. Don't you think it would hurt you in your business a good deal?—I think I must be a very ignorant man to do it.

Q. It would hurt your favour with these people that frequent your house?—How is it possible I would venture my getting my living.

Q. To be sure it would be a bad thing, and they would resent it. You never had any conversation with Tuart or Watts, or any body in your house?—I have often treated the gang civilly in my house not to take them out. The night before that I went down Thames-street to buy some china, and I saw them at the door of the City of Bristol, and I went in and treated Watts and some others with a shillingworth of brandy and water.

Q. Then you never did, on that occasion give them any information of persons in your house?—I did not.

Q. You did not perhaps tell them of any persons that were on board the *Lioness*?—I did not.

Q. However after you had this conversation with them, the very next night they came to your house?—They used to come every morning and every night generally.

Q. You had none but Swedes frequenting your house at this time?—None but Swedes and Danes.

Q. Sometimes they do catch some body?—They caught a man drinking there one day.

Q. Then they at that time knew that you had only Danes and Swedes drinking?—I don't know what they knew.

Q. It was well known that the persons who appeared to be at your house, appeared like foreigners?—Yes.

Q. Yet they came that night?—Yes.

Q. They did not come after foreigners?—Yes, they often press the foreigners as well as others, to over haul them, to search them, to see whether they are or not.

Q. Had you any englishmen in your house that night?—Not to my knowledge.

Q. You never had such a thing as this happen in your house before?—No.

Q. On your oath had you any man in your house who was not a foreigner?—I am not certain.

Q. What do you believe?—On my oath I don't know that there were.

Q. What do you believe?—I believe in God.

Q. Do you on your oath believe you had an englishman in your house?—I am not certain; I was very ill; I cannot say.

Q. Peterfon, mind well the answer you give on this occasion. Upon your oath had not you told some persons that there were some englishmen escaped out of your house that night that press gang came?—No, I never did.

Q. Nor out of the top of your house?—I never said any such thing.

Q. You know a man of the name of Miller, of the Green Dragon?—Yes.

Q. You know his wife perhaps?—I know her.

Q. Upon your oath did not you, to these two persons, declare that some englishmen escaped out of your house?—If I tell things at random, I tell at random, but when I am on my oath, I am on my oath.

Q. Did you then declare it at random or not at random?—I never did.

Q. Have you not declared that some sailors got out of the top of your house that night?—I never did to my knowledge.

X

Q. Nor

Q. Nor any thing to that purpose or effect?—I don't know that ever I did.

Q. Have you ever had any conversation with Mr. or Mrs. Miller on this business?—I never had. I don't know that I had. I don't remember what I may say of one person to another in the street.

I get in the street talking to a man I forget it before the next day; I may remember it or I may not; how is it possible to remember it?

Q. You know this accident has made a great noise, and is a particular thing. Don't you know whether you have had any particular conversation about this remarkable subject?—O yes, I have heard often talking of one to another about it.

Q. Have you never given in the names of persons that got out of your house that night?—I never did to any body whatever.

Q. You took this man up at the City of Bristol, the inn called so. Did not Watts produce to you the names of four men that you had given information of at your house?—He did either produce it there or at the justice's, he said three names; but I never did such a thing; I never had such men at my house.

Mr. Fielding. Upon your oath don't you know, and verily believe this, that they came there in search of an englishman, and that the Swedes, to a great number in your house, being alarmed there was a great commotion, and that what happened was in consequence of this sudden affray?—I don't know what happened.

Q. Don't you know on your oath that they would avoid troubling in any degree a man that they knew to be a Swede.

Mr. Knowlys. Pray what have you paid towards the expences of this prosecution?—I have paid nothing; the government of Sweden pay it.

Q. I believe you have been in jeopardy two or three times?—Where?

Q. You have never been tried any where?—I was once for a falsity at Hicks's Hall; a man came in with a firkin of butter to my house.

Q. Perhaps you was taken up for receiving stolen goods?—It was a heap of nonsense; they took me up, but what could they do?

Q. Was not you taken up afterwards?—There was something concerning smuggling some worsted over to France.

Q. You will say butter is not lead, it don't weigh quite so heavy?—How do I know about that; I was not tried for it.

Q. Your general way of getting your living is as a crimp?—I sell beer and brandy, and other things as a publican.

Q. I ask you do you act as a crimp?—Yes, they call it a crimp; landlord is the common name.

Prosecutor's Counsel. We have heard something about your being tried at Hicks's Hall?—I was, and was acquitted without calling any witnesses for myself.

Q. Was you ever tried on any other occasion?—There was about the worsted, but I was not called.

Q. Is there any trap door on the top of your house?—There is no trap door, but windows only as to other houses.

Q. With respect to the expression that was used while you was on the stair case with Watts?—One of the men that were in the room said in Swedish, the same as I would in English you Swedes, but I did not hear any thing more said.

Q. Who was it made use of the expression?—I don't know, there were a great many lodgers in the room, it was by the lodgers.

Q. While you was in the room, was there, or was there not any resistance made use of? was there any language or violence, or any language like resistance?—No.

Q. Did you at any time hear any language to that effect?—No.

Q. The

Q. The gentleman asked you who drove the gang?—I cannot tell.

Q. Was the gang driven down or not?—I don't know.

Q. Had all the gang gone up before you went up stairs?—Yes, they were all, I followed the three first, and all were come up before I went down stairs.

Q. Were this gang armed in any way?—They had sticks as far as I know.

Court. Watts followed a man that went up before him, did you happen to see that man?—I did not.

Q. Did you see a man go up?—I see there was a man went up before Watts.

Q. How long before Watts?—Just along with him, I stood in the bar and had a key in my hand to go to bed.

Q. When this scuffle was in the street how many people might be there, the gang, Swedes and all?—I cannot tell, all our lodgers there might be three or four.

Q. All the press gang could not be driven down by a very inconsiderable number; I ask you how many there might be in the street?—Three or four at most of the Swedes.

Q. This was at ten o'clock at night?—Near on ten o'clock.

Q. Was it dark then? how far from the door might this battle be?—Close by the door.

Q. Could you distinguish any faces?—Yes, I had a candle in the street, and I went in with it.

Q. How far was you from the deceased and the prisoner?—Close by them.

MICHAEL HEDGES *sworn.*

Q. On the 18th of August was you at Mr. Peterson's?—I was about ten o'clock at night.

Q. Did you know the prisoner at the bar?—Yes, he was there.

Q. Did you see any body else with him?—Yes, I saw them come into the house, and run up stairs without asking

any questions, and then I went to the stair case.

Court. Are you a servant to Peterson?—No.

Q. Is there a stand of coaches at the door?—No.

Prosecutor's Counsel. What past afterwards?—I went to the stair case, and when I got there, there was a halloo given at the top, from whom I don't know, and a number of people passed me, and I went up stairs after them; I observed several of the gang, the prisoner at the bar, and Watts and Hingle, all pulling the deceased down stairs.

Q. Had they any weapons with them?—I did not see more than that they hauled him out to the door, and there was a number of them then beating him over the head with sticks.

Q. How many of the Swedes went down with the gang?—I cannot say, I only saw the deceased hauled down, but they were beating of him at the door, the man came in sometimes up and sometimes down.

Q. In what state particularly did you see him at the door?—A number of people beating him over the head with sticks, the prisoner was there, but I cannot swear that he struck him, after that the man came in as well as he could, he then dropped down at the bar.

Q. In what condition?—All over bloody.

Q. Did you observe whence that blood came?—Yes, from his head.

Q. What did you observe of him after he came in?—He fell down at the bar on his face.

Q. Was there any blows struck after that?—A man came in afterwards.

Q. Do you know who it was?—I do not.

Q. Did that man do any thing?—Yes, he took and struck him with his stick two or three times, and said get out you bloody thief, get out.

Q. What

Q. What kind of appearance had the man that struck him?—He had a short jacket on, but I did not see his face.

Q. Had he a stick?—Yes.

Mr. Fielding. You see the state of the deceased in the street, but you don't know he received any blow from the prisoner?—I did not.

Q. Are you a sea faring man?—No sir, I am a waterman.

Q. How came you in this house at this time of the night?—Going to get a pint of beer.

Q. Had Mr. Peterson any signs of going to bed at that time?—Yes, the house was shut up.

Q. How many Swedes did you observe might come down stairs?—I cannot say particularly to the number.

Q. Will you swear there were not twenty?—Yes, I will swear there were not twenty.

Q. Was there a dozen?—I do not think there were.

Q. You say that when Watts went up stairs you had the curiosity to follow him?—I did to the stair case, and when the halloo was given, the gang went by me, and I went up afterwards.

Q. Did you hear Watts ask Peterson to lend him a candle?—I did not.

Q. Whereabouts must you have been?—There was a great noise and confusion.

Q. Was there any scuffle on the stairs?—Yes, hauling the men down.

Q. Did you hear the Swedes calling out one to another, in their language?—I did not.

Q. Then you did not hear any sort of word like this, Swanskey or Swedes, come out?—I did not.

Q. Did you go back to the tap room?—I went down stairs for fear of being shoved down, I could not see what was behind me, and out of my sight.

Q. So that you did not see the prisoner at the bar give the deceased any

blow, but when this poor man had got into the tap room you saw him fall down?—I did.

Q. Did he fall on his face?—I think he did.

Q. Now I ask you a question, and I can prove it I promise you; how long was it that Mr. Tuart, the gentleman at the bar, was in conversation with Peterson before Watts went up?—They had no conversation of any length.

Q. I want to know if you heard this; that when they came in, addressing themselves to Peterson, they asked him where the four men were?—I did not hear that.

Prosecutor's Counsel. You describe a great noise on the stair case, do you know from what it proceeded?—I do not.

Q. Did you see any resistance from the Swedes?—None.

Q. Had they any weapons?—None.

ELEANOR NEWTON sworn.

I am a servant to Mr. Peterson.

Q. Do you know the prisoner at the bar?—Yes.

Q. Do you remember his being at your house in August last?—Yes.

Q. Had you known him before that time?—No.

Q. Do you remember his coming into Mr. Peterson's house?—Yes.

Q. Who came with him?—All the gang.

Q. What did they do?—When they came into the house first of all, they ran up stairs.

Q. Before they went up stairs, did any conversation pass between Mr. Peterson and the gang?—There was not.

Q. Where was you?—I was in the tap room, the bar looks into the tap room.

Q. Then from being in the tap room, are you able to say, whether there was, or was not any conversation passed between the

the gang and your master, before they went up stairs?—Not that I see.

Q. Who went up stairs?—The three press masters followed one another.

Q. Were there any other?—No.

Q. Had they any thing with them?—They had sticks.

Q. Had each of them sticks?—Yes.

Q. Did you go up stairs with them?—I followed them up two pair of stairs.

Q. Was you in the room where Holmfans was?—I was not, I was on the stairs.

Q. Was you in such a situation on the stairs that you could see or hear what was going forward in the room?—I was on the top of the stairs, but there I could see into the room.

Q. Could you hear at all what passed in the room while you was on the stairs?—I light a whole light of candles and carried them up stairs.

Q. What was the next thing you saw or heard?—I saw the shortest of the three press masters drag the deceased down stairs and out of doors, and beat him several times with a stick.

Q. Before this was the rest of the gang up stairs?—They all followed up, they made an halloo and the rest followed up.

Q. Did you see Holmfans dragged down stairs in the way you have described into the street? had Holmfans any weapon?—None at all.

Q. Did he make any resistance?—Not that I see.

Q. How many lodgers went down stairs with the press gang?—I cannot tell, a good many.

Q. In what way did they go?—I did not see.

Q. Had they any weapons?—They were all going to bed, they had not.

Q. Did they take with them any weapons?—They went down stairs and hid themselves in the kitchen and where they could, they were frightened.

Q. In going down stairs did the other lodgers strike the press gang?—Not at all that I see.

Q. Did any Swedish lodgers go out of doors?—I did not see any of them.

Q. How many Swedes went out of doors in all?—I don't know.

Q. Who went out with Holmfans?—All the gang went out together, I cannot tell who it was, they dragged him out and they struck him over the head with the stick, the short one of the three did, I did not see any one else.

Q. What did he strike him with?—A stick.

Q. What sort of a stick?—A thick stick, the short man chucked the deceased down at the door.

Mr. Fielding. You don't mean to say that the man at the bar struck the deceased?—I do not.

Court. You did not see him at that time?—I did not, but I see him go up stairs among the rest.

Prosecutor's Counsel. Where was he?—I don't know, he went up and down along with the rest.

Q. Did he remain in the tap room or go into the street?—He went among the rest, but I did not see him do any thing in the street.

Q. Did you see him in the street?—I did not, but I see him going out with the rest.

Q. Do you remember his coming in again?—I do not.

Mr. Fielding. I take it for granted you was a good deal frightened on this business?—I was, I went down before them they followed after in great confusion.

Q. You are very sure that you did not observe this man strike him at all?—I did

did not, all the blows that I saw given was by the short man.

Q. Can you tell me how many Swedes there were in the house at that time?— There was a great many, there might be twenty or more.

Q. And they were all alarmed?— They were, they all came down stairs.

JAMES HEGG *sworn.*

I live opposite the Three Foxes.

Q. On the 18th of August was you at home?— I was.

Q. Did you hear any disturbance in the street?— I did, in consequence of that disturbance, I came out, and observed a number of men in the street, and Mr. Tuart was on the left hand side of the door, I spoke to him, I did not know him only by seeing him at that time, I spoke to him, and desired that he would command the people to go about their business, but my speaking was of no service, they did not go then.

Q. Was the deceased then in the street?— I never saw him.

Court. Do you happen to know whether the mob was composed of foreigners or englishmen?— I believe principally of englishmen, I did not see any foreigners except Lawrence Leymon.

SARAH CLARKE *sworn.*

I live in Limehouse, Narrow street, four or five doors from Mr. Peterson's.

Q. Was you in this street on Sunday the 18th of August?— I was.

Q. Did you see Holmstans in the street that afterwards died?— I did.

Q. At the time you saw him in the street, who else did you see there? and what did you see done to him?— I heard a cry of murder! and I went out of doors, the first thing I saw was several candles, and I went a little further and the deceased

was leaning over a post and there were two of the gang beating him with sticks over the loins; one I should know again if I was to see him, the other I should not.

Q. Do you know the name of that one that you should know?— I do not.

Q. In what situation was the man that afterwards died, when you saw these two men beating him?— He could not get away from the place where they were beating him, till he was fetched away by two men; I went and saw him after he was in the house.

Q. Do you remember Tuart coming into the house afterwards?— I don't remember seeing any of them, because they went away directly the man was taken in.

Q. Who else did you see in the street besides these two men and the deceased?— I saw some of the gang, but I should not know them; there was only one man that I minded in particular, that was a shortish man.

Q. Did you see any Swedes in the street?— Yes, I saw one of them looking after a shoe, with a candle in his hand after the gang went away.

Q. While the gang were there did you see any other Swedes?— I did not see any one but him they were beating.

Q. Did the deceased make any resistance?— No, he did not, he was not able.

EDWARD KIMPTON *sworn.*

I am a pupil to Mr. Blizard. I was at the hospital, and attended a person of the name of Holmstans on Sunday the 18th of August; he was brought in Sunday evening about twelve o'clock, in a state nearly of insensibility, on examining him, I found a wound appeared on the lower, and a confused one on the upper part of the left side of the head, it was rough and bloody.

Q. Had

Q. Had be any other wound?—No, except a bruise on his right arm; he died on the 20th of September, a month and two days after he was brought in.

Q. Did you examine his body after he died?—Yes; it was examined, I was present.

Q. Was the contusion the cause of his death?—The immediate cause of his death, was a disease and bleeding of the lungs.

Q. Are you able to say from what cause was that bleeding and disease?—It is likely to be from the injury that he received at the time of the bleeding of his head. On examination the lungs were found very much diseased, and contained a great quantity of matter; Mr. Blizard was the principal, and I attended.

Mr. Fielding. You see a blow on his head, could you say, or can you say that bore it an appearance, such as you could determine on your oath, whether it was received by a blow, or whether it might have been by a fall?—I cannot positively say.

BLIZARD sworn.

I am a surgeon to the London Hospital.

Q. Do you remember attending the deceased when he was brought there?—I do.

Q. Did you open him after the decease?—I did. The immediate cause of his death was certainly a bleeding of the lungs; I suppose the lungs might have received an injury at the time he received the hurt on his head; he had a wound originally on the left side of the head, the symptoms impressed a strong suspicion of a fracture, on opening the body a fracture was discovered very low down, under the right ear, and under such circumstances that induced me to believe that it was not received by a blow, but that

in all probability it was from a fall, because it would be very difficult to induce a blow there, so as to give a fracture; in this fractured part there was a portion of wound intirely surrounded, and the fracture could not have been in consequence of a blow the opposite side of the head, but it must have arisen from a distinct blow, or hurt on that part.

Q. To which of the bruises do you ascribe his death?—I ascribe his death to the bleeding of the lungs.

Q. Was that complaint on the lungs likely to be produced in consequence of a blow on the head?—An inflammation might be produced there in consequence of violence, as well as from many other occasions.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. Baron HOTHAM.

739. JOHN PERCIVAL and CHRISTOPHER SPILLER were indicted for stealing, on the 2d of October, two hundred pounds weight of lead, value 2l. belonging to John Buddle, affixed to a building of his.

(The witnesses examined separately.)

JOHN BUDDLE sworn.

I am a carpenter, the proprietor of the premises on which the lead was stolen, they were a part of Camden Town; I lost some lead about a month since, about two hundred weight; I lost them from the gutter on the roof, that part of it was on the hips.

Q. Was it fixed to it?—It was. I was informed of the lead being taken; I called on my plumber and went and looked at the building; I then went to the watch-house and found a piece there; I don't know exactly the day, it was about a month ago.

Q. Did

Q. Did you fit it with the gutters and hips?—The plumber that I took with me, can swear positively to the piece that was there, I cannot.

Mr. Knowlys. You cannot swear how long it had been stolen?—No, I cannot.

BENJAMIN WALKER sworn.

I am a plumber.

Q. When did you find the lead?—About three weeks ago. I examined the lead and it fitted to the place; it was whole as I laid it down there.

Q. Are you able to swear positively that it is the lead?—I can say it fits the place exactly, but it was out of my sight for four or six months.

Mr. Knowlys. You cannot say when it was removed?—I cannot say.

THOMAS DURANT sworn.

I was at my work, and I saw them two men go up to a dunghill and fetch a load from it; I was digging a common sewer in the field the second day of this month.

Q. How far was this from you?—The length of one field. I saw the men take something out, but what it was I could

not tell; I pursued after the men, and I went and spoke to the constable, and while I went to the constable, he went into the house, and I could not tell rightly where he was; I went to the dunghill and there I saw a piece of lead; from there I went to the commissioners of our town, and they granted a warrant, and we searched, and we found a great quantity in this man's house, where they live.

Q. Do you know whose lead it is that was found there?—Mr. Buddle has sworn to some of the lead.

Q. Has he sworn to that found in the dunghill or that found in the house?—That found in the dunghill.

Mr. Knowlys. Whereabouts was it you was at work?—At Sommer's town, about a quarter of a mile from Camden. This lead was in the dunghill about half way from Somer's town to Camden.

WILLIAM WEBB sworn.

On the 2d of this month I saw the lead.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. Baron HOTHAM.

The Fourth Part, being the last, will be published in a few days.

THE WHOLE
PROCEEDINGS

ON THE

KING's Commission of the Peace, Oyer and Terminer,
and Gaol Delivery for the CITY of LONDON;

AND ALSO

The Gaol Delivery for the County of *Middlesex*;

HELD AT

JUSTICE HALL in the OLD BAILEY;

On *Wednesday* the 30th of *October*, 1793, and the following Days;

Being the EIGHTH SESSION in the Mayoralty of

The Right Hon. Sir JAMES SANDERSON, Knt.

LORD MAYOR OF THE CITY OF LONDON.

TAKEN IN SHORT-HAND BY

M A N O A H S I B L Y,

PROFESSOR OF SHORT-HAND, N^o. 35, *Goswell-Street*;

And Published by Authority.

N U M B E R V I I I . P A R T I V .

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THE WHOLE
P R O C E E D I N G S
ON THE

KING's Commission of the Peace, Oyer and Terminer
and Gaol Delivery for the City of LONDON, &c.

740. JOHN PERCIVAL and CHRISTOPHER SPILLER were again indicted for stealing, on the 2d of October, six hundred pounds weight of lead, value 6l. belonging to Richard Jefferies, affixed to a building of his.

RICHARD JEFFERIES *sworn.*

I am a carpenter; I lost some lead, I cannot exactly tell the time; I lost a great quantity, about six or seven hundred weight, affixed to the house, it was gutters, hips and ridges; I found it in Pancras watch-house the beginning of this month, about the 2d; I don't know where it came from; I fitted it afterwards, and it fitted the nail holes and all; I have no doubt but what this is my lead; the Sexton was along with me.

Mr. Knowlys. How long it was gone from there you cannot tell?—I cannot.

Q. It might be gone for months?—No, it could not for months, it might for a fortnight.

THOMAS DURANT *sworn.*

Q. You have told us you see the prisoners go to the dunghill, carry away something, and that afterwards you went to their house; when did you go to their house?—When we had the warrant to search, about twelve o'clock the same day; I found some lead there in their back room.

Q. Was that old lead or new lead?—It was lead that had been on the building.

Q. What became of that lead?—They have got it in doors.

Q. Were they at home when you was at the house?—Yes, they were both in the house when we went in.

Q. Did they say any thing about the lead?—They said they found it, and they knew

knew nothing about the robbery, and they did not know what to do with it.

Q. What is their way of life?—One is a brick-maker, and I don't know what the other is, he said he was a plaisterer.

Mr. Knowlys. It is Percival's house?—It is.

Q. Do you mean to say that Spiller lived there?—I don't know, they were together: he said he had been there about three or four days.

Court to Jufferies. Have you the very lead here that you fitted to the house?—Yes, here it is.

Not GUILTY.

Tried by the second Middlesex jury before

Mr. Baron HOTHAM.

741. LAWRENCE JONES, LEON JONES, JAMES SMITH, and JOHN SMITH were indicted for feloniously making an assault, in a certain house near the King's highway, on John Blagrove Campbell, on the 21st of September, putting him in fear, and feloniously taking from his person and against his will, a leather bill case, value 3s. the goods of the said John Blagrove Campbell.

Indicted in a Second COUNT for feloniously making an assault on the said John Blagrove Campbell, in a certain house near about the King's highway, putting him in fear, and feloniously taking from his person, and against his will, a warrant for the payment of money, value 34l. 7s. signed and subscribed by Mark Wood, bearing date the 13th of September 1793; and directed to Gerard Noel Edwards, Samuel Smith, George Templar, Richard Johnson, and

John Wedgewood, by the name and description of Messrs. Smith, Edwards, Templar, Johnson, and Wedgewood, for payment to Messrs. Carmichael, Smith or bearer; and a bill of exchange of sixty-five pounds two shillings, signed and subscribed by Thomas Gill, bearing date at Pontefract, and directed to John Dalby, No. 105, New Bond-street, London, payable two months after date to Messrs. Beck and Singleton, on the back of which said bill of exchange, is an endorsement made and written, purporting to be the endorsement of the said Beck and Singleton, and on which said bill of exchange was an acceptance by John Dalby, the said warrant and bill of exchange being the property of James Vere, and John Lucadou and Co. and the several sums of money secured thereby, being unsatisfied to them:

Indicted in a Third COUNT being charged as in the first Count, only alledging the robbery to be in a certain house belonging to William Blafson, near about the King's highway.

A Fourth COUNT as in the Second, with the same difference, alledging the house to belong to William Blafson, near about the King's highway.

A FIFTH COUNT stated as in the First Count, only alledging the robbery generally to be near about the King's highway.

A Sixth COUNT stated as in the Second, with the same difference, only alledging that it was committed near about the King's highway.

A Seventh COUNT charging them with the robbery of John Blagrove Campbell, and taking from him the bill case, warrant and bill of exchange, charging

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charging it to be done in the house of Francis Bradshaw, Clerk.

An Eighth COUNT charging as in the Second, only instead of its being in a dwelling house, alledging to be in the liberties of Saffron-hill, Hatton-garden, and Ely-rents.

(The indictment was opened by Mr. Knapp, and the case opened by Mr. Garrow.)

JOHN BLAGROVE CAMPBELL

sworn.

I am clerk to Messrs. Vere, Lucadou, and Co. bankers.

Q. Did you on the 21st of September go out on business for that house?—I did.

Q. Had you any occasion in the course of your business, to go to Hatton-garden, at No. 13?—I had.

Q. For what purpose did you go there?—To present a bill for one hundred and twenty pounds, drawn on Peter Mally.

Q. When you went there who did you see?—A tall man dressed in black, who opened the door and desired me to walk into the counting house. I took the bill of one hundred and twenty pounds out of my case, I gave it to the man that let me in; immediately a green cloth was thrown over my head and I was thrown on the ground; they took my book from me; there was a person behind the curtain, I did not see that person, I heard his voice; they took the book from my hand, and threatened if I made any resistance they would cut my throat; they put an handkerchief or something in my mouth to prevent my making a noise; the person that opened the door says to the other, where is Jack? he re-

plied he was waiting in the passage; he said, why did he not come in? I heard the door open, they then lifted me up, and took me down into a back kitchen with this over my head, and put me by the side of the copper, and chained my hands and feet to the copper with a padlock which they locked; they then said there was plenty of grub if I made no noise, but if I made the least noise they would come down and murder me, they then left me; I remained in that situation for a length of time; by shoving my shoes off and putting my feet closer together, I extricated myself from one chain which confined my feet to the copper; I went into a small room, my hands were still confined, the chain that confined my hands was not fastened to the copper; I went into an adjoining room, lifted up the sash and made a noise, and somebody came at length and relieved me.

Q. What time did you go to Hatton-garden?—A little after ten, as near as I can tell, in the morning on the 21st of September.

Q. At what hour was it you so extricated yourself?—A little before four in the same afternoon.

Q. Now can you tell what was in your pocket book when they took it away?—Some bills I cannot recollect; there was a bill for sixty-two pounds two shillings upon John Dalby, in New Bond-street; and a draft for thirty-four pounds seven shillings on Edwards and Co. bankers, in Stratford-place; a note drawn by Macdowen for seven hundred and fifty pounds; there were also five notes of hand drawn by Philip Stimfon, for the payment of seamen's wages.

Q. What was the amount of the five?—I cannot tell.

Q. You

Q. You say you did not see any other person but the person who let you in?—I did not; but I heard more.

Q. Have you since heard the same voice?—I have not to be positive.

Mr. Wood. I think you say you are sure the man that opened the door was not Lawrence Jones?—I think not.

Q. How many persons did you see?—I saw but one, but I heard one more.

Q. How long might you hear these persons in the house?—I might for a couple of hours afterwards.

Q. Might you hear them longer, think you? Can you be accurate? It was past ten o'clock when you got there?—About a quarter of an hour.

ROBERT TURNBULL sworn

I am clerk to the house of Messrs. Vere, Lucadou and Co.

Q. Do you remember any person coming with bills at any time to your house?—There was a person came on the evening of the 20th of September, a few minutes after five o'clock in the afternoon, he came and enquired if Mr. Douglas did business in our house? and he had got a piece of an account of two bills of Mr. Douglas's, on Vere and Co. Mr. Charles Douglas did keep cash at our house, and I told him he did business there, and he left two bills, one was that that Campbell carried out the next day; the other I have got with me.

Q. Should you know the person again that produced these bills to you?—I cannot say positively, but that is most like the person in the blue great coat, Leon Jones.

Q. Are you able to say that that is the person that offered the bill?—I cannot speak positive.

JAMES HENDERSON sworn

I am clerk to Mr. Dalby of Bond-street.

Q. Do you remember on the 21st of September any body bringing a bill of sixty-five pounds two shillings, for payment?—I do; I have the bill here.

Q. Did you pay the amount of it?—I did.

Q. How did you pay it?—By a draft on Messrs. Pybus, the bankers.

Q. Do you recollect who brought the draft to you?—To the best of my belief Mr. Lawrence Jones is the man.

Q. What time was it brought?—About a quarter before two on the 21st of September. I see Mr. Jones again when he was taken up at Bow-street.

Mr. Knowlys. I believe you was examined at Bow-street; did you not say there, when you was asked the question in the first place, that he was the most like the man of any person there?—I did.

Q. And in the next place that you did not know the man, and that you could not swear to him.

Court. He does not swear to him now; I think it is the same as he said then.

Q. Did not you appeal to Eleanor Griffiths as being able to confirm you in your belief?—I did.

Q. Did she do that?

Mr. Garrow. I object to that; it is hearsay evidence; ask her, and then we shall hear what she says.

Mr. Knowlys. Was not that person a paler person than the person that appears at the bar?—That I did not observe.

Q. Did you not describe him as a person having a larger nose than the prisoner appears to have?—I did not; I took very little notice of the man's face whoever he was.

Q. Eleanor Griffiths was a servant in that house?—She was.

Q. Is she a servant there now?—She is.

Q. Is Eleanor Griffiths here to day?—She is not.

Q I would ask you whether enquiry has not been made for Eleanor Griffiths at your house, and you have denied her being there?—I have not seen any body come for her.

Q Don't you know of any denial?—I do not.

DANIEL BROOKES *sworn.*

I am a clerk to Messrs. Pybus.

Q Do you remember on the 21st of September any draft of Mr. Dalby's being offered to you?—I do.

Q Did you pay it?—I did; I paid it in nine bank notes, two fives, four tens and one fifteen. I have got the original book here, a five pound, No. 2,271, dated the 5th of August 1793; a five pound, No. 6,970, dated the 17th of May 1793, a ten pound, No. 9,590, &c.

Q Are they the same as Carpmeal has produced to you since?—They are.

—— CARPMEAL *sworn.*

I am an officer belonging to Bow-street.

Q Where did you find the bank notes that you now produce?—I found them in the King's Arms Palace yard.

Q On what occasion had you gone there when you found them?—We were attending the sheriffs, that brought us down there first, it was the 30th of September, I, and Kennedy and Townsend were together, Kennedy said to me I wish you would take care and search Jones when you get to him; he was in the right hand parlour, in the house which I have been speaking of, he was in the custody of Jealous and Macmanus, in the room in which I afterwards found these notes.

Q In what part of the room did you find them?—They were in the fire place,

between the fender and grate, squeezed up all of a heap.

Q How many bank notes were there?—Four tens, a fifteen, and two fives.

Q What else was there between these bank notes?—A draft of two hundred and twenty-three pounds, payable to Lawrence Jones, drawn by one Brookes on Langston; here is likewise a draft on Mark Wood, on the house of Smith and Co. bankers, Stratford-place, of the value of thirty-four pounds seven shillings, taken from Campbell's bill case.

Q Where was the prisoner Jones at the moment you found these notes?—When Kennedy had told me that he thought that he had something about him, I gave notice to take care of him that he did not throw any thing away.

Q Where was Jones in that room?—The back of his chair was fronting the fire place; he was there from twelve o'clock till about three; the fire was exactly behind him, and I went and looked into the grate, I went under pretence of spitting in the grate, to see if there was any thing there, and there was nothing there. About half an hour after I found these papers in the grate.

Q Was there a fire in the grate?—No. I secured him; that is all I know; the notes have been in my possession ever since.

Court to Brookes. Look at these five bank notes.—They are the same bank notes that I paid.

Court to Campbell. Look at that bill of thirty-four pounds seven shillings.—It is the same as lost out of my case.

Mr. Wood to Carpmeal. How long was it after he was searched that you found these drafts?—I was not present when he was searched; he was just going into the coach when I found them, about three yards from the chair and fire place.

ALLEN

— ALLEN *sworn.*

I am clerk to Messrs. Gerard, Noel, Edwards and Co.

Q. What is their firm?— Gerard, Noel Edwards, Samuel Smith, (since dead, the firm was carried on in his name in September last, but he was then dead,) George Templar, Richard Johnson, and John Wedgewood.

Mr. Garrow. When did he die?— About six or eight months ago.

Mr. Wood the prisoner's counsel moved the court that it was necessary to prove this part of the indictment, and that these people were bankers and partners as alledged; to which Mr. Garrow replied, and the court were of opinion that it was quite correct, as the firm at that time was carried on under these names, though was dead.

(The bill read by the Clerk of the Court.)

"Stratford-place, No. 6, London, September 13, 1793. Messrs. Edwards, Smith, Templar, Johnson, and Wedgewood, London and Middlesex bank, pay to Messrs. Carmichael, Smith, or bearer, thirty-four pounds seven shillings.
Mark Wood."

CHRISTOPHER KENNEDY *sworn.*

I am one of the officers at Bow-street; I remember having Mr. Jones in custody.

Q. Tell us all you know about it. — On the 30th of September last about twelve o'clock, I and Jealous were going to attend on the sheriffs at Westminster; in Bridge-street, I saw Mr. Lawrence Jones; I then mentioned to Jealous, here was Jones; we went and took him into the King's Arms tavern, Palace-yard, when Jealous put him into a room which was very dark; he then went out, and there I remained with him some time, Jealous being away in that time he asked me to give him a glass of wine; I told him I would ring the bell, and the

waiter brought in a bottle and two glasses; after that he wanted me sadly to tell him what he was taken into custody for, I told him I did not know, he said you do know, and I will give you half a guinea to tell me, I told him I was not to be bought, I did not know, and if I did I would not tell him; then after that he wanted me to get him a chamber pot, as it happened the waiter just came in, I told him to bring a chamber pot; and he took it and he turned himself towards the fire place, and there pretended to make water, at that time I did hear something rustle, I thought it was his linen, afterwards, he had another glass of wine, after that Jealous, Townsend, and some other officers came in, then I began to search him, I then searched him and found two blank checks, which corresponded to that one found filled up by himself; on his going out it occurred to me that I verily believed I had not done all that might be done; on some suggestion of mine Carpmeal went back.

Q. How far had Jones got from the room?— Just got out; Townsend, I, and Macmanus, went with him in a coach to Peckham-rye-lane.

Carpmeal. I went back on what Kennedy said, but he remained there half an hour before I found the papers.

JOHN TOWNSEND *sworn.*

I was present with Carpmeal and Kennedy, after the prisoner Jones was apprehended; I was not present at the time he was apprehended, I was applied to by some of the gentlemen belonging to the banking house of Mr. Vere; it was not me that apprehended him, it was Jealous and Kennedy, I came into the room where the prisoner was, and I asked Kennedy if he had been searched, he said he had, I then said I would search him again; in searching his waistcoat pocket I pulled out a little bit of paper, which he instantly made a snatch at, to take.

take it out of my hand; which looking at I found it was a direction to his lodging in Peckham-rye-lane; I found another of the same directions which lead us to discover where he lodged; Macmanus, Kennedy, and I, thought it right to get a hackney coach, and to go to that lodging, we left Carpmal, and Jealous with the prisoner, we went in and we found there a quantity of papers, which were of no consequence, but there I found his brother Leon, together with another old man.

BENJAMIN CRABB *sworn.*

I live at the corner of Hatton-garden. I am a rope maker.

Q. Do you remember selling any ropes to any body on the morning of the 21st of September?—I think about nine minutes before nine.

Q. What was the application made to you?—A person came in and desired me to let him have a two-penny cord; he comes back again in about three or four minutes and said he must have two more, for that was not long enough.

Q. Have you ever seen that person since?—I do believe that to be the person there standing, Lawrence Jones; I do not mean to swear positively, but I believe that to be the person, I am sure of the day and time.

Q. How soon afterwards did the alarm of the robbery reach you?—I did not hear any thing of it till a quarter after three, I verily believe that to be the man.

Mr. Knowlys. Had you ever seen the man that bought them before?—I cannot speak to that.

WILLIAM CRAVEN *sworn.*

I am a taylor.

Q. Do you know Lawrence Jones?—I do.

Q. Do you remember to have seen him any time, and where?—On the 21st of

September I saw him on Holborn-hill, about ten minutes before eleven o'clock in the morning, I spoke to him, nothing passed only good morning to you Mr. Jones, and good morning to you Mr. Craven; when I first passed him it was about Ely-place, I thought it was Mr. Jones, but I was not certain, and he went into the wine vaults, and I waited at the end of Ely-place to see whether it was him or not, he went down Holborn, and I followed him, and he saw me following him, he turned back, and we met, he had an umbrella in his hand.

Mr. Knowlys. I believe you know that there were some persons meant to arrest him; therefore it would not be an imprudent thing for a man to deny his address, when he knows there are bailiffs after him; did you see him near that place?—He went into Peters's wine vaults.

Q. What was the amount of the debt he was afraid of being arrested for?—Fifty pounds.

WILLIAM STIMSON *sworn.*

I live with my father, captain Stimson, Gower-street, Bedford-square.

Q. Do you recollect any body coming to you on Saturday, anytime, with any bills?—I do not recollect positively, but I believe, to the best of my knowledge, it was the 21st of September; I remember a person coming with some bills, a person wanted payment of the bill, and I told him my father was not at home, and if he called at the Jamaica coffee house he might see him; this was near two o'clock.

Q. Was there any other conversation between you and him?—I had not much conversation with him, I just went to the door.

Q. Was the amount mentioned?—I did not hear.

Q. Should you know the person again?—I believe I could recollect him; Lawrence Jones strikes me as being like him.

him; I had not a perfect clear sight of him, from the best recollection I have of the person, I believe him to be the person.

Mr. Wood. How long might you have been with him?—About a minute or two.

Q. What time of the day was it?—Near two.

Q. You are neither sure either as to the day or the person of the man?—I did not take any notice of it till some time after I was sent for about it; I saw a man come.

Q. You live in Gower-street, Bedford-square?—I do.

ANN WATSON *sworn.*

I live a servant with Mr. Stimson, in Gower-street.

Q. Do you recollect any person applying with bills there?—Perfectly well, it was for ninety one pounds, some odd shillings.

Q. Do you know whether you can speak to the person or not?—My young master conversed with him, I did not; I have some recollection of the person, that is the person to the best of my knowledge, Lawrence Jones.

Q. Do you mean to state it as that which you have no doubt about?—I don't think that there is the least doubt that he is the person.

Mr. Knowlys. You see this man now at the distance from this place to that bar, I believe you see him at Bow-street a great deal closer; did not you swear at Bow-street he was not the man?

Mr. Garrow. Was you at that time sworn?—I cannot recollect it.

Q. What induces you now to say that he is the man?—I see him before, I believe at Hatton-garden; I have a perfect recollection of him, and then I knew he was the man.

WILLIAM BLASSON *sworn.*

I am the proprietor of the house, No. 13, Hatton-garden; I let it the 21st of September to a stranger of the name of Bradshaw, he took it for his father, he said he was a clergyman at Exeter.

Q. Had you before that been applied to by any body else for it?—Yes.

Q. Who was that person that applied to you and not succeeded?—Several people.

Q. Did any body that you have lately seen in custody?—I believe the prisoner Lawrence Jones has.

Q. Have you any doubt that he is the man?—I have no doubt that he together with another person applied, it was two or three weeks before, but I refused to let it, he said he wanted it for a friend of his; we had some conversation about the gentleman over the way that had a daughter married, and he seemed to know them very well, we might be ten minutes together; I did not agree with him, he did not attempt to take it then, they were to call again, and I asked a neighbour about him, and they did not like him. After this robbery I went to the house; there was an express sent down to me directly, I came to town; in the house I found what I have got here, I found these cords; this board and cords, so that putting this rope through the ceiling this board went up to the joists, and kept them up, or thereby the cords might be raised higher or lower.

Q. Did it go through more ceilings?—No, only through one; here appears to be the handle of a new auger; they are new two-penny cords; there were several round staples; and at the end of the cord there was a wire with a slip noose, so as to be able to put it about the neck immediately. These things were put in after I let the house to Mr. Bradshaw.

Mr. Wood. I believe you was examined at Bow-street.

Q. At that time I believe you was doubtful of his person?—I believe I said this, that he was not the person that took the house, that was all I said.

Q. Did not you say that you was not sure whether he was one of the persons that called on you before?—I said I was convinced he was.

Q. Did not you say that you did not know who it was?—I said he was not the person that took the house of me.

Q. You don't mean now to swear positively that he is the person that came?—I am well convinced that he was one of them.

Mr. Garrow. Mr. Blaffon, the subject of your examination was confined to this, who took the house for Bradshaw? it was not with respect to whether he had spoke about the house before, you was not spoke to about that?—I was not. I was not asked the question; in short he was not the person that took it for Bradshaw; that was all I said there.

Mr. Garrow to Campbell. You told us you could not give the exact particulars of the bills on Stimfon?—I know no more than they were five bills.

Mr. Garrow to Turnbull. Can you state what the amount of the bills were?—I saw them entered in the book; I did not see them delivered; I have got that book here.

Mr. Garrow to Crabb. Were those the sort of cords that were bought at your house?—These were not bought at my house, they are about a yard longer, than the cords that I sell, and a better colour.

Prisoner Lawrence Jones. I shall certainly say something in my own defence.

WIMBOLD sworn.

I am a solicitor.

Q. Have you had any opportunity of seeing the prisoner Lawrence Jones write?—I have.

Q. Have you received any letter which you afterwards collected came from him?

have you by seeing him write and corresponding with him, become acquainted with his character, and hand writing?—I have.

Q. Will you look at this draft which is produced, and see if it is Mr. Lawrence Jones's hand writing?

Mr. Wood. I object to that question on this ground, because it is going into evidence with a view to prejudice, by supposing that Mr. Lawrence Jones may be guilty of some defrauds.

Court. No, it is only to shew that these notes were in his possession, because there is a paper found with them of his own hand writing.

Mr. Garrow. From your acquaintance with his hand writing, can you speak to the subject whether that bill is his own hand writing?—I paid him four hundred pounds in the year 1790, and he signed a receipt in my presence; I have received also many letters from him; I believe this draft to be his writing, and I have not the least doubt in the world but this name, Lawrence Jones, is his hand writing.

Mr. Garrow to Henderson. Are you acquainted with the hand writing of Thomas Gill, of Pontefract, and Mr. Dalby, of London?—I know them both.

Mr. Wood. Have you seen Mr. Gill write?—Yes, I have.

(The note read by the Clerk of the Court.)

65l. 2s. Pontefract, 10th of July 1793. two months after date pay to the order of Messrs. Buck and Singleton, sixty-five pounds two shillings for value received.

Thomas Gill.

To Mr. Dalby, No. 105.

New Bond-street, London. Accepted
I. D.

Q. What is Mr. Dalby's christian name?
—John.

Prisoner. My Lord and gentlemen of the Jury, I beg leave, being charged with
so

so heinous a crime that I really as much detest as any other man in Europe, to address you, I hope there may be some allowance made for my situation at present that I am not able to speak as I otherwise might. A number of circumstances have been stated, both by Mr. Garrow and others, as to my situation in life ; as when he asked Mr. Wimbald questions, which were totally improper against my character. I hope the Jury will consider that they are to try me from the evidence of the witnesses that have appeared this day, and that they will judge accordingly : and I hope that they will consider, that however heinous a crime is, except a man is proved guilty, he is not to be convicted of it, for the more heinous the crime is, the less chance there is of mercy after he is convicted by your testimony. The indictment, states that I have feloniously assaulted John Blagrove Campbell, and taken from him a bill case, containing notes of value at a house in Hatton-garden. To prove this I should humbly hope that it is necessary and incumbent on my prosecutors to prove that I have assaulted the said John Blagrove Campbell. When they call this John Blagrove Campbell instead of proving it, he proves that I did not take this property from him ; that he does not know me, and tells you, gentlemen of the Jury, that he was robbed by some man that he saw there, and that I am not the man ; that there was another person in company with this said person, whose voice he has heard ; that they were about, after they robbed him for two hours, he of course swears positively that it was not my voice. At the time of my examination, Mr. Addington he did it, no doubt, for the sake of public justice ; I have no right to suppose any thing else, he asked me simply this, did you or did you not commit a robbery in Hatton-garden ? I must needs own the question was a very extraordinary one ; I made a reply and said, certainly not ; and

spoke as any man in my circumstances would, agitated and flurried. Then the magistrate says to Mr. Campbell, Now, Mr. Campbell, at the time that you was robbed, no doubt, if by Mr. Jones, his voice must have been flurried ; his voice on the present occasion is also flurried ; do you recollect the voice ? he then swore it was not the person to appearance, nor was the voice any thing like the voice of the party who robbed him. I therefore take it for granted that the gentlemen of the jury will consider it such, that instead of the witness Campbell proving any thing against me, he convinces you of my innocence of this most horrid of crimes that is now laid to my charge.

The next witness is Mr. Henderson, who, when up at Bow-street, stood next to me, after stating that Bills had been presented for payment, for some sixty pounds, he was desired to look round and point out the person ; he looked at me and my unfortunate brother, there were a number of other persons in the room, he positively declared, in the presence of Mr. Knowlys, that I was not the person. Mr. Addington pointed me out to him, he then says, that he cannot be positive that he did not take notice of the man, but he verily believed that the man that called on him was of a very different complexion, but, says he, our servant maid, a young woman that is present, she took a good deal of notice of him, she is below stairs, I should wish you would call for her. This was the evidence that was given by Mr. Henderson, in the presence of Mr. Knowlys.

Eleanor Griffiths, who was a servant maid to Mr. Dalby, was next called, being the very woman that was referred to by Mr. Henderson, she then swore that I was not the person ; she said, that she took particular notice that I was not the man that presented the bill for payment ; they were so good as to give me the name of the servant maid, Eleanor Griffiths, who
lived

lived with Mr. Dalby; that I might be positive, and not be deceived in the name, or might forget, Mr. Knowlys was kind enough to take the name down; I sent to her at Mr. Dalby's, and the answer returned was, that Eleanor Griffiths never lived at Mr. Dalby's; I sent to her again, she was then taking in the milk, and the moment she see my nephew she goes back and wished to conceal herself; he asked her if her name was Eleanor Griffiths? and caught hold of her arm and asked her if her name was Eleanor Griffiths? and asked her would she come on my trial? she said, no; my nephew asked her if she had not been at Bow-street? she said she had, but she was not obliged to come to the Old Bailey.

The next witness that is called is Mr. Pybus's clerk; he tells you that he did not pay the draft to me nor to my unfortunate brother.

The next witnesses is Mr. Carpmeal, Kennedy, and those gentlemen who are interested in taking away the lives of their fellow creatures; to throw no reflection on these gentlemen, I believe you all know that it is just as much to them to take away the life of any man as for a butcher to kill an ox; for I declare that I am as innocent of this horrid crime, now imputed to me, as any one of you gentlemen of the jury: nor do I conceive that they have proved any thing that I have been guilty of.

The next witness was a Mr. Crabb, an oilman; he proves of some twopenny cord that he had sold to some person, which he also proves was not the cord produced by Mr. Blaffon; therefore I have only to say that it was not me that bought the cord, nor did I ever see Mr. Crabb till I see him at Bow-street, but in effect he does not prove any thing in respect to the present indictment.

The next witness is Mr. Craven, a taylor, who knows me very well; he would wish to prove to you that at the very time, the delicate moment, when this robbery was committed, he saw me in Holborn; now Campbell he said, that they who committed this atrocious act, remained with him till twelve o'clock, at this time, ten minutes before eleven Mr. Craven sees me walking down Holborn, going into a brandy shop drinking a glass of brandy; is it possible that I should have been in a house in Hatton-garden from ten to twelve, and yet be seen by Mr. Craven walking down Holborn with an umbrella in my arm at eleven o'clock? This is the evidence that is called to affect my life, my brother's, and two other unfortunate men.

I know nothing with respect to the evidence of Mr. Stimfon; unfortunate for me he did say that he believed me to be the person that presented the bill. You will please to observe that at Bow-street he stated some bill coming for payment, but he did not prove that they were taken from the book of William Blagrove Campbell; on the other hand, he says he never saw the bills, only he remembers the amount was ninety-one pounds; he was asked at Bow-street, whether he never had any bills in his hand? and he says now he never see any bills; he says also, it was about two o'clock when the person called, but he cannot ascertain the day of the month; any fact he does not prove, for he does not prove any thing of the person who robbed Mr. Campbell. Unfortunately for me the person that brought the bill to him did resemble me so much, but he says he only saw him a moment, and he believes me to be the person, but does not pretend to be certain. This is the evidence that is given to affect my life, and my brother's, and the lives of these two unfortunate men whom I know nothing of.

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As to the evidence of Ann Watson it is the most extraordinary evidence that ever was given a court; it is the positive fact, that when she was asked at Bow-street whether she had any knowledge of my person, she said that she did not know me; Mr. Addington pointed me out, saying, is not this the man? she paid very great attention, and positively swore that I was not the man. This was in the presence of Mr. Knowlsey. She came forward on the 9th of October at Bow-street, at that very instant she says, that Mr. Jones came to our house with bills for payment. Now it is very extraordinary if she had not been tampered with, how she would know me from any person present, when she had said on the 2d of October that I was not the man; and you have heard to day that what I have stated with respect to her testimony is true.

The next witness is Mr. Blaffon; it seems he is the landlord of a house, No. 13, Hatton-garden; he proves that he has let his house to some person, and he proves that he did not let this house to me; it seems that very person is to be supposed the person that committed this robbery, or concerned in it; but he does not seem to state that I am the person; he does state that two persons prior to this had applied to him to rent the house; I declare I never have applied for the house, though I believe it would be no crime, nor would be counted such, except in my present situation, but at the same time I must declare that the first time I ever saw Mr. Blaffon was at Bow-street; Mr. Blaffon says that he did not chuse to let me the house. I humbly conceive in my former situations, prior to my misfortune in attending this bar, my appearance nor address was so despicable as not to have asked me what are you? and who are you? before, on such an oc-

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casione, I should have a denial. I verily believe that it is a very extraordinary circumstance, instantly to object to me as a tenant without ever enquiring into my character, good, bad, or indifferent. I repeat the declaration, I never saw him till I saw him at Bow-street. Gentlemen of the jury, this is the whole of the evidence produced by the prosecutors, in which I believe there are not grounds sufficient to convict a man of a common misdemeanor, much less of a capital crime which takes his life. I hope you will divest yourselves of every prejudice that might have been produced in your minds from the reports that have proceeded out of doors, or from the public papers; I do not say that these reports are to weigh in my favour, but that you ought to divest your minds of every impression that might be made previous to what you have now heard, and that you will judge mercifully this very day as you expect to find mercy yourselves.

I shall now prove to you gentlemen, from respectable witnesses, that I am an innocent man. I should leave my cause as it now stands was it not for my future situation in life; I wish to be honourably acquitted, and convince you and the world, that I could not possibly commit such a crime; and if ever I could for a moment harbour the idea of committing such an atrocious deed may God deprive me of life. I hope, gentlemen, you will make some allowance for my present situation, for I must beg you will.

DAVID HART sworn.

I know the prisoner Lawrence Jones, I see him on Saturday the 21st of September last, in the morning, I saw him some time after eight o'clock, between eight and nine, I met him as I came down Holborn; when I met Mr. Jones I spoke to him, and I told him there

was

was a letter for him at his brother's, in Fashion-street, Spitalfields; I told him I was going into the Gray's Inn coffee house to breakfast, and asked him to go with me, and afterwards I would go with him for the letter; we went into the coffee house and breakfasted together.

Q. How long might you stay there?—Till between ten and eleven; we came out, we went and crossed over the way, and we were going down to the city, when we came near Fetter-lane he met a lady, he then told me to walk on and he would follow me directly; I walked on some way, and then I waited for him, and then I see him go into a liquor shop; I waited for him, and he came out, and we went on to Spitalfields; he crossed over to me after he came out of the liquor shop and he joined me, and we got to Spitalfields by twelve o'clock; I was with him all the time, only when he went into the liquor shop.

Q. Did you see any thing of Mr. Craven, a taylor?—I don't know him.

Q. Did you see Mr. Jones speak to him, or heard him speak to him?—I cannot say.

Q. How long might Mr. Jones be out of your sight?—He could not be out of my sight long, he only went into the liquor shop, and came out again; I see him go in, and I waited till he came out again, and he went with me to Spitalfields, and got there between eleven and twelve.

Q. How long did you stay at Spitalfields?—Till between one and two o'clock. I had an appointment to go to Blackfriars at three o'clock; he walked with me as far as the Change and there we parted.

Q. What time might this be when you parted with him?—Very near two o'clock.

Q. Did you see him again that day?—I did not.

Mr. Garrow. Where do you live now?—At Portsmouth,

Q. For a man that lives in Portsmouth the last ten years you have been a good deal in this town?—I have been; I am a merchant at London and at Portsmouth.

Q. You have a partner of the name of Davis?—Never had a partner.

Q. How long have you known Mr. Jones?—Some years, six or seven years.

Q. A man of good property, was not he?—He was at one time.

Q. How might he be when you met him at the coffee house?—He made no complaint to me.

Q. You had not been in business together?—I had with his brother that lives in Gosport, and with Mr. Jonathan Jones, that lives in Fashion-street.

Q. Then for any thing you know he was in comfortable circumstances in life?—He was dressed very genteel.

Q. Did you know where he lived?—I did not; I had but lately come from Portsmouth about five weeks.

Q. Where did you live during the five weeks since you came from Portsmouth?—I have been at Portsmouth since that, I lived at No. 1, Pearl-row, Blackfriars-bridge; I kept the house then; I left it this very last quarter day.

Q. Was this before October or September?—About seven weeks ago.

Q. Where did you live at the time you met with Mr. Jones?—I put up at the Bell Savage inn, Ludgate-street.

Q. How long did you live in Pearl-row?—A Twelve month.

Q. Did Mr. Jones hint that he was in any embarrassment for money when you met him?—I never had any dealing with him for money.

Q. Did not he tell you that he was afraid of being arrested, and that he was obliged to conceal his place of residence?—He did not.

Q. You thought him a man of such credit that you would have advanced him fifty pounds on his bill if he had told you

you that he was distressed?—If he had brought a bill to me in the name of Jonathan Jones, I should have had no objection; he is a man of great property.

Q. Then from eight till between one and two this man was never out of your sight?—Except at the liquor shop till between two and three.

Q. Then with the exception of a period of not ten minutes, from eight till two, he was not out of your sight?—He was not.

Q. All persons that conversed with him you had an opportunity of seeing. Did you go with him to buy any ropes that morning?—I did not.

Q. Did you go with him to Gower-street?—I did not.

Q. You are certain Mr. Craven, a taylor, did not speak to him in Holborn?—I am certain he was not with him.

Q. Then if any person has sworn so they are all perjured?—It is impossible.

Q. You know the local situation of Ely-place, in Hatton-garden?—Yes.

Q. Then he did not go the way of Ely-place towards Hatton-garden, and returned again?—Yes, he did.

Q. At what time did he do this?—About eleven. He went over to the gin shop, and seeing me he crossed over again.

Q. As to being in Gower-street it is impossible?—It is.

Q. Buying any cords at the corner of Hatton-garden it is quite impossible?—It is.

Q. Pray how lately before that had you seen him?—Not for some time.

Q. When did you see him next afterwards?—A prisoner.

Q. Do you frequent the Gray's Inn coffee house very much?—Frequent.

Q. Probably you know Spiller the head waiter there?—I don't know him.

Q. Do you know any one of the waiters of the house?—I do not.

Q. What time did you go into the coffee house?—I came into the coffee house about eight, and I stayed till near eleven.

Q. Did any thing remarkable happen there?—I had some words with the waiter about the price of the chocolate, I thought eighteen-pence for two cups of chocolate was too much.

Q. Have you been to the waiter to know whether he recollected such a circumstance?—I have not.

Q. Do you know who this lady was you met?—I do not.

Q. Do you know any body of the name of Bradshaw? What day of the week was this you breakfasted at Gray's Inn coffee house?—Saturday.

Q. Where did you breakfast the day before?—At my own lodgings.

Q. Was there any body in company with you besides Mr. Jones?—There was not.

Q. Nobody from there to Spitalfields?—No.

Q. From there to the Change?—Nobody.

Q. How did you amuse yourself at Spitalfields?—Mrs. Jones was at home, Mr. Benjamin Jones's wife and their maid servant.

Q. Do you know her name?—I do not.

Q. Was she a jewess or christian?—I don't know. And there was the daughter and son.

Q. What age is the daughter?—I don't know.

Q. Do you know whether Mrs. Jones is attending?—I have not had the curiosity to enquire.

Q. How was Mr. Jones dressed that morning?—He had a black coat on.

Q. Does he generally wear black?—I cannot say.

Q. Are you sure he had a black coat?—I am positive.

Q. Do

Q. Do you recollect whether he had any thing in his hand?—I think he had an umbrella; I cannot positively say.

Q. If I understand you his dealings of late have not been very large?—I don't know indeed.

Q. Where do you live now?—In Portsmouth, I have no town residence at all now, I came here last Monday was a week, on Sunday night I came away with the mail.

———— COOKE sworn.

I am an agent in the half pay line; I know Mr. Lawrence Jones.

Q. Did you see him at any time on the 21st of September last?—I did.

Q. What time of the day did you see him any where?—At the New York coffee house, between the hours of two and three, near the Change.

Q. Are you sure it was then? what day of the week was it?—It was Saturday.

Q. Do you know how near it was two o'clock?—I am certain it was between two and three.

Mr. Garraw. What memorandum are you looking at?—A paper I made of the day.

Q. Who wrote it?—I wrote it.

Q. When did you write it?—On receiving a note from Mr. Jones, requesting me to call the circumstance to mind.

Q. How came it back again to your possession?—It never was out of my possession.

Q. On your oath is this paper or any part of it your hand writing?—On my oath it is my hand writing, that memorandum is.

Q. When did you get it back again to produce it here now?—I always have had it in my possession.

Q. Why did not you say you sent it to the prisoner Jones?—I said I wrote him a note, and this is the heads of it.

Q. What coffee house was it he and you were together?—In the New York coffee house, near the Change; I cannot tell the name of the street.

Q. How long have you been an half pay agent?—Some time.

Q. Where do you live?—In Rathbone-place, No. 50, at Mr. Bolton's, I do not keep the house, I have lived there nearly two years.

Q. Have you ever been examined on the subject before?—No.

Q. Cannot you tell what part of the Change the New York coffee house is?—I think it is the East side of the Change, I have been in it a thousand times, and am very well known there.

Q. Be so good as to read the heads of your answer, and let the jury look at it?—An answer. To the best of my recollection it was between the hours of two and three o'clock of Saturday the 21st of September, I saw Mr. Jones at the New York coffee house.

Q. Was you alone, or in company with any body?—I was in conversation with Mr. Bowers there.

Q. Is he here?—He is not here as I know of.

Q. How long have you known Mr. Jones?—I have known him upwards of thirteen years.

Q. Intimately?—Not intimately.

Q. In what dress was Mr. Jones?—Mr. Jones appeared in his usual dress that I have been used to see him in.

Q. How soon was you applied to afterwards to know any thing about this?—I really cannot speak to the time, but when Mr. Jones was taken up for this he wrote me a note, requesting me if I would refresh my memory.

Q. Then you wrote to the best of your recollection, how came you to be more certain of it now?—To the best of my recollection then it was the day, but when I wrote this I was not so clear, but I

I have refreshed my memory, that now I can swear to the day.

Q. It is some time since you was first applied to, but your memory is got better, at first you had a good deal of doubt about the day?—I could not speak to the day positively till I saw the gentleman with whom I dined that day.

Q. Pray now how long have you been a half pay agent?—I am an half pay captain myself, and have been an half pay agent not quite two years; I have been reduced from a provincial regiment.

Q. What provincial regiment?—The Duke of Manchester was the general of it; I forget the colonel.

Q. There never was a captain yet but knew what regiment he belonged to?—Lord Mountague's regiment, he commanded it, and the Duke of Manchester he was the general of it.

Q. Is that the same corps that Mr. Jones was in?—It was not.

Q. You are not in service now?—No.

JOB MOORE sworn.

I live at Birmingham, in Warwickshire.

Q. Do you know Mr. Lawrence Jones?—I do.

Q. Do you know any thing of a sale that he made at any time?—I saw him sell a pair of bracelets, they had diamonds about them.

Q. Do you know to whom he sold them?—I do not.

Q. Was you present when they were sold?—I was.

Q. Do you know what time it was?—Between four and five in the afternoon, on the 28th of September last.

Q. Are you clear as to the time?—I believe I am.

Q. Do you know how long ago it was?—Four weeks.

ELEANOR GRIFFITHS sworn.

I was a servant to Mr. Dalby's house; I was sent for to Bow-street at the examination of Mr. Lawrence Jones.

Q. He was shewn to you there, and you was asked there whether you recollected his person?—I was.

Q. You gave an account there on oath?—I did.

Q. You see Mr. Jones here?—That is not the man that brought the bill to our house.

Q. How came you not to come here till you was sent for?—Mr. Dalby, my master, told me it was not worth my while to come.

Mr. Garrow. When did you receive the subpoena?—On Monday last.

Q. You was very wrong not to come, and I am very glad that I sent for you now.

BENJAMIN HARRIS sworn.

Q. Did you see Mr. Lawrence Jones on the 21st of September?—Yes, there was another with him of the name of Hart; I see them together in Holborn, between ten and eleven, pretty near eleven.

Mr. Garrow. Which way were they going?—Coming towards this way, coming towards Hatton-garden.

Q. Where did you see them?—In Middle-row, Holborn.

Q. Did you see them as far as Gray's Inn-lane, or Fetter-lane?—I did not see them there.

Q. Middle-row, Holborn is on the other side of Grays Inn coffee house?

A. It is not.

Mr. Garrow. I beg pardon, it is not.

Q. Which side of the way were they walking on?—The side where the Church is, the left hand going from here to Middle-row.

Q. Had you any acquaintance with the gentleman that was walking with him?

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him?—I know his name, I know him very well.

Q. Where did Mr. Hart live at that time?—I believe he lived at Portsmouth.

Q. Has he lived at Portsmouth all the time you knew him?—I cannot tell.

Q. Do you know where Mr. Jones lived?—Yes, I did lately.

Q. Since he was taken?—And before he was taken he lived at Pimlico.

Q. But where Mr. Hart lived in London you could not tell at all? did you never know any place where he lived about a year ago?—About a year ago he lived somewhere in Houndsditch.

Q. That we may not mistake our geography again, how long did Hart live in Houndsditch, how many months?—A great many years.

Q. Has he lived a good many years in London?—I believe so.

Q. Did you ever know any other house that he lived in in London, except the house in Houndsditch?—I cannot tell.

Mr. Hart. Is it about a year and a half ago that I lived in Houndsditch.

Garrow to Harris. Did you ever know him living in Pearl-row, Blackfriars?—I never did.

Mr. Wood to Job Moore. What was the date you gave to that transaction you spoke about?—The 28th of September.

Q. You say that there were a pair of Bracelets sold. Do you know the person to whom they were sold?—I heard the name mentioned of Grey.

Q. Do you recollect where it took place?—At the Bank Coffee house.

Q. What was the nature of the Sale? and what was paid?—He sold the bracelets for one hundred and twenty pounds.

Q. Do you know whether it was paid at that time?—It was paid at that time.

Q. Can you tell us how it was paid?—There were four ten pounds bank notes, two fives, a fifteen and a bill of thirty-four pounds seven shillings, nineteen guineas and a half in cash, in gold, and some silver.

Q. Do you know the number of these notes?—I cannot positively swear to them, but to the best of my knowledge there was one of them 2,271, and another 9,670.

Q. Have you ever seen these notes since?—No, never; nor before.

Mr. Garrow. Have you the memorandum you made of the transaction?—I have not.

Q. How many tens were there?—There were four.

Q. Are you quite certain as to the amount of the draft? was it thirty-seven pounds four shillings, or thirty-four pounds seven shillings?—It was thirty-four pounds seven shillings.

Q. This person was a stranger as well to Jones as to you?—I don't know, he might be or not to Mr. Jones.

Q. Do you know when this note was drawn?—I think it was drawn the 13th of September, to such a one and bearer. I think it had no time to run, it was due when it was first drawn I presume.

Q. Can you be quite certain of that?—To the best of my recollection it was; I remember there was on it, London and Middlesex bank; that was the reason I recollect it, because I never saw one of that kind before.

Q. What business are you?—A plated buckle maker; I have lived in Birmingham for near fifty years.

Q. And have bill transactions occasionally yourself?—Yes, I have.

Q. This happened on the 28th of September. You know the difference between a bill payable at sight, and one that is a week over due?—Certainly.

Q. You

Q. You, as a man of business, would enquire what was the reason if a week was over due, whether the man on whom it was drawn had any assets or no. Did not you suggest that to Mr. Jones to enquire that before he took the bill?—I did not.

Q. Here is a pretty lot of bank notes, two, four, six, and seven bank notes. Did any body make amount of the number of them at the time?—They were casting up the amount; I cannot say whether they made any amount of it, Mr. Jones was looking them over and casting them up.

Q. Was you there when they began to treat for these bracelets?—I was.

Q. Who was called in to know the value of them?—Nobody.

Q. Did Mr. Grey give what Mr. Jones asked?—No, at last there was ten pounds difference.

Q. What was the number of those two you mentioned?—2,271, and 6,970 to the best of my knowledge, and not 9,670.

Q. On your oath did not you repeat to this gentleman several times over 9,670?

HARRY PHILLIP *sworn.*

Lawrence Jones has occasionally dealt in diamonds, he has sold them at our rooms. I am Mr. Christie's clerk; he has sold diamonds to the amount of two hundred pounds in the years 1790 and 1792.

Q. Do you ever advance money on commission before the things are sold?—We do.

Mr. Garrow. Did you always find him deal like a man of business?—Our concerns have been only three transactions with him.

Q. Did he do business with the caution and care of a man of business?—He did.

Q. Do you know any diamond broker of the name of Grey?—None besides Mr. Grey, of New Bond-street.

PETER CHARMIN *sworn.*

I am a private jeweller, a working one, I live in York-buildings; I have known Mr. Jones ever since February was a twelve month.

Q. During that time did you know him to have any transactions in diamonds?—Yes, he has brought diamonds to me in order to ascertain the weight of them as well as I could without unsetting them from the silver. I have been conversant in it for near thirty years.

Lawrence Jones, GUILTY. Death.

(Aged 40.)

The other three not GUILTY.

Tried by the second Middlesex Jury before

Mr. Justice HEATH.

742. JOHN SMARELEY and WILLIAM MILLS were indicted for stealing, on the 29th of September, forty-three ewe sheep, value 20l. the goods of John Nokes.

SAMUEL GIBSON *sworn.*

I am a farmer in Burton, in Surry; I had some sheep of Mr. John Nokes's pasturing in our farm.

Q. Were they ewe sheep?—They were; forty-three.

Q. When did you last see these sheep?—On Sunday the 29th of September.

Q. How far advanced in Sunday did you see them?—Between one and two o'clock in the morning; they were in a field of mine near the turnpike road to London.

Q. When did you miss them?—On Monday morning about six o'clock I went there.

Q. Did

Q. Did you afterwards see the sheep, after they were taken into custody?—I saw forty-one out of the three and forty that were lost.

Q. Do you know any thing of the man that is admitted an evidence or those men at the bar?—No, I do not know either of them.

Mr. Knapp. You had the complete possession of these sheep, you was answerable over to Mr. Nokes if any of them had been lost?—No, I was not.

Q. Supposing any of them had died by your negligence, or by your servant's negligence, should not you suppose yourself answerable for them?—No.

Q. How long had they been in your field?—About three weeks.

Q. Had you any other sheep in the same field?—No other sheep whatever.

Q. Had you frequent opportunities of seeing them?—I used to see them every day.

Mr. Knowllys. Were they Mr. Nokes's sheep or not?—They were Mr. Nokes's sheep.

MICHAEL NATHAN *sworn.*

I am a butcher at Lambeth.

Q. Do you know either of the men at the bar?—I had seen them both before.

Q. When did you see them?—The Monday before they were taken.

Q. Now can you tell us on what occasion you saw them?—I was going home and they met me, Mills met me, it was about four o'clock in the afternoon; he told me that his friend had got some sheep to sell if I would buy them; I told him I had no objection; he took me down to a public house in houndsditch where Smareley was; and he said, will you buy any sheep? I told him I had no objection; he said he had none then, but he would have some in the course of a day or two; Mills was present at the time; about Wednesday, I think, he said he

should have them; and where should he bring them to? I told him he must be the best judge where he might bring them to, there were plenty of places at Islington, where the other farmers put up. Mills came to me on the Monday following, he came to me and said, come along, come along, says he, here are the sheep; I said, where? he said, in Fore-street; so when we got to Fore-street, he said, he made a mistake it was Broad-street; when we came to Broad-street I did not see any sheep, but I saw a little man in a blue jacket, and Mills said, there is the man that has got them in care; I said that is a man that I know. Mills takes me down a coach yard where the sheep was; so I and Mills together counted them; I said there were only two and forty; he said, that is right, there is one run over.

Q. How came you to expect there were three and forty?—Mills told me there were three and forty; I told Nathan, the other man's name that had them in care, he is a Billingsgate porter I believe, says I to him, take these sheep to Mr. Shannon, and tell Mr. Shannon, to take particular care of them till he sees me; I did not agree for any thing, he asked me fifteen shillings a piece, but I did not settle it.

Q. Who asked the fifteen shillings?—Mills. I then told him to go back with me to Smithfield; I had not cash enough about me to pay him for them; I went with him to the Half Moon, and told him to call for something to drink, and I went out and got a constable, and gave charge of him, because I suspected the sheep being stolen.

Q. Did you see these sheep?—Yes.

Q. Were the sheep in the usual condition, in which sheep were brought into market?—They seemed to be no judge of the price, and then they did not appear to be fit for killing at all, they were scarcely worth any thing for killing.

Q. After you had taken Mills what became of Smareley?—I did not see Smareley

Smarely that morning at all, I had seen him the Monday before.

Mr. Knapp. Nathan, had you known these prisoners before?—Never before.

Q. Did you know Pether the witness?—Never.

Q. Did they come to you in the day or night?—It was four o'clock in the afternoon.

Q. Did they make any secret about it to you, that they had got sheep to sell?—They called on me in a public house.

Q. How soon did you see Smarely? did you see the prisoners both together?—Mills called me to Smarely, then Smarely seemed as if he was the person of whom I was to have the sheep.

NATHAN NATHAN *sworn.*

I am a porter.

Q. Do you know any thing of these sheep?—On the 30th of September, Monday morning, I was going to Billingsgate, I have worked there for these three and four and twenty years. I saw a drove of sheep, and a potatoe cart, in Fenchurch-street, and I saw three men driving them all of a row.

Q. Look round and see if any of these men are here?—Two men are here at the bar; that was about a quarter after five in the morning.

Q. Are you sure they are the men?—I am sure of it, they have on the same coats as they had on at that time.

Q. What became of the sheep?—The way I got into the business was, one of the sheep was run over with a potatoe cart, so with that the prisoner at the bar he fetched up the driver of the cart, and says, you have run over one of my sheep; so I took the number of the cart, because he was going to knock him down, 39,397. After that the sheep was run over, one of them said, young man, have you any particular business to do? I said I was going down to Billingsgate, but if he would pay me I would go along with them; so I takes down one of my baskets and takes

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up the dead sheep in one of my baskets, and followed them to Houndsditch; I followed Mills and the other man to Houndsditch, then Mr. Mills said to me you must stay here for about a quarter of an hour, and he helped me down with the dead sheep, now, says he, you must follow me, Smarely was all the while behind; I followed, I went down Wormwood-street, and came just to Broad-street; says he, I must go to Smithfield, and you must stay here to take care of the sheep.

Q. Who said that?—Mills; Smarely was up and down Broad-street, at the same time, says he, this is a bye street, you can drive them up here, I drove them up there, and while I was there the watchman came to me and said, this is a great nuisance, the inhabitants will be vexed with it, if they should look out, says he, there is a coach yard, you may drive them up, I drove them up the yard, and all this time Smarely and another gentleman was walking up and down all the time, that other gentleman's name is Pether I believe; sometimes they went round Old Bedlam.

Q. Did you see any thing of the man of the name of Nathan?—Nathan came to me along with Mr. Mills.

Q. What time of the day was it that Mills brought Nathan?—About seven o'clock in the morning; I waited there a full hour; when Nathan came to me he said to me take these sheep, so and so, says I, who is to pay me for my trouble? Mills asked me what I wanted? I said I deserved half a crown; Nathan told me where to drive them, Smarely followed me all the way, and came full butt against me in Petticoat-lane; I delivered them to a butcher in Petticoat-lane, he goes by the name of one Mr. Shannon, according to the directions of Nathan, the prisoner Smarely followed me all the way from Fenchurch-street, and

and paraded all the while up and down Broad-street, while I was there.

Mr. Knapp. Nathan, what are you ?
—I am a porter.

Q. Are you employed by butchers ?—
I have worked at Billingsgate for this last twenty-three years.

Q. Are you a relation to the last witnesses ?—No, no more than you.

Q. This was early in the morning that you met them ?—About a quarter after five.

Q. Do you know if these men are convicted that you will have part of a reward ?—I like to be industrious.

Q. Don't you know if they are convicted you will be entitled to part of a reward ?—I never was in such a snare in my life.

Q. Since you have been about this court have you never heard that there is a reward on conviction of sheep stealing ?—No, never in my life.

Q. Did you get the half crown ?—Mills said he had no more than a shilling about him.

Q. Did you ever get the remainder of the half crown ?—A shilling is money.

Q. Did you ever get the remainder of the half crown that they promised to give you ?—If they had given me the half crown I had a right to it, I had earned it.

Q. Did you ever get the half crown ?
—I was paid for my labour.

Q. Did you get the remainder of the half crown that they promised to give you ?—I had half a crown.

Q. How soon afterwards did you get the half crown ?—The same day after the gentleman paid me the shilling.

Q. Who paid you the one shilling and six-pence ?—Mr. Nathan.

Q. You might have answered that question a long while ago, and you would have saved the time of the court, and the jury, you are an impudent fellow.

What were the marks of these sheep ?—All marked N. my name; that I could see in the dark.

Court to Gibson. How were these sheep marked that you lost ?—With an N.

JAMES PETHER *sworn.*

Q. You confessed that you had a hand in stealing these sheep ?—I stole them out of a field in Marden parish, the field was close by the road side, it belonged to one Mr. Gibson.

Q. How many sheep did you steal ?
—More than forty; I cannot say exactly.

Q. Who was with you at the time you did this ?—Smarely only.

Q. Now tell us how you disposed of them ?—On Friday Smarely called on me at my work before it happened, and asked me to assist him to drive some sheep to town; I denied him; Friday and Saturday he called again, and I went to his house on Sunday; Sunday evening between eleven and twelve o'clock we went into a field, took some sheep out and drove them away towards London, driving them along he said he must go and call William Mills, that was to take them to a person that was to receive them; Mills just at London-Bridge took the charge of them, and said that he did not want no more of me; I and Smarely followed Mills at a distance; coming along Fenchurch-street, one of the sheep were run over; Mills asked one man Nathan to assist him, he did, and drove them somewhere towards Houndsditch. Smarely and I were close by the sheep when it was run over, this Nathan had them in his care while Nathan went somewhere else; then Smarely and I came to the Pit's Head in the Old Bailey, and Smarely went from me, and I never see him again till last night I see him in this court; I was taken up a week afterwards on suspicion.

Mr.

Mr. Knapp. Then Smarely and you were the only persons that were concerned in driving these sheep out of the field?—Yes.

Q. How often have you been a witness in a court of justice before?—Never before in my life.

Q. Don't you know a person of the name of Bureau that lives in Shoemaker-row?—I don't know such a person.

Q. Do you remember giving evidence against such a person?—I never was in court before last night.

Q. You came here to the Pit's Head, Old Bailey, pretty near the goal, was you ever in the Old Bailey before?—My name was never brought in any request in court.

Q. What are you? what have you been?—I have been a maltman most part of my time, but now within this twelve months I have followed sawing.

Q. How long ago have you followed a day's work at sawing?—I have been a month in custody, the Saturday before this job I worked for Mr. Hamilton, of Lower Tuton.

Q. Smarely does not live there, does he?—He lives at Cafe Horton.

Q. You did not engage in this job for nothing, did you?—There was nothing mentioned about that, I expected something, but I did not know what, there was no agreement.

Q. You expected to have your share of it?—I expected something.

JOHN GODDARD *sworn.*

I am a constable; I apprehended Smarely on Friday the 30th of September, about half past eleven; I was going to take a prisoner out of the New Compter, and going up the street I had information of Smarely, by Charles Parnell; I found him two doors from Fleet-lane, he made no resistance; I took him before Alderman Langston.

Prisoner Smarely. That Pether called me up about eleven o'clock on Sunday night, and told me that he could wish if I could prefer him to a little money, I had none myself, I know, says he, of some sheep that are in a field adjoining a turnpike road; and he took these sheep out of the field to London-bridge, and drove them himself, then at London-bridge I went to Mr. Mills, for him to call Mr. Nathan that was to buy them, he said he did not mind stolen property, he had told me he did not care how they were come by, so as he could have them worth his money. Pether was the man that drove the sheep, he drove them all the way from Marden to London-bridge; I know no more of the sheep than that. I am quite destitute of any witness, I was quite unprepared for any thing of the kind.

William Mills, Not GUILTY.

John Smarely, GUILTY. Death.
(Aged 44.)

*Tried by the London Jury before
Mr. Justice HEATH.*

743. **JOHN THOMAS** was indicted for stealing, on the 26th of September, forty-one yards of fustian, called thickset, value 3l. sixteen yards of cotton velveteen, value 2l. twenty yards of velveteen for waistcoats, value 2l. 10s. fifty yards of woollen cloth, value 18l. twelve yards of printed dimity, value 24s. the goods of Richard Roberts and Walter Hebden, in the dwelling house of Walter Hebden.

(The case opened by Mr. Knapp.)

WALTER HEBDEN *sworn.*

My partner's name is Richard Roberts; we are warehousemen and ironmongers; the

the prisoner was a porter of ours about three years.

Q. I believe you had occasion to send him out on Friday the 27th of September; I believe that was the day that he did not come home after he performed the errand?—He did not.

Q. In consequence of this had you any suspicion that you had lost any of your property?—Yes.

Q. Did you obtain a warrant of the Lord Mayor?—I did, we sent the warrant down to Liverpool, and the prisoner was taken there; the box with the property was brought along with him by the constable from Liverpool.

Q. Now about this dwelling house where this property was, is it your own dwelling house?—The warehouse forms a part of the house, it is the ground floor.

Q. Pray does the partnership account contribute to pay the rent of the dwelling house?—I allow to the trade for the upper part of the house.

Q. I believe you had a search warrant to search a person of the name of Rose?—We did, he lives in Brick-lane, Old-street; we found there two pieces of pillow fustian that is not in the indictment.

Q. When you was before the Lord Mayor was the box produced?—It was.

Q. Was you present at the time the prisoner was before the Lord Mayor?—I was.

THOMAS LAWRENCE sworn.

I was present before the Lord Mayor when the prisoner was examined; the box and prisoner were delivered to me at the same time, the prosecutor has had the box ever since, Mr. Hebden.

Q. Did you hear any confession made by the prisoner at the bar?—Yes.

Q. Was it taken in writing?—It was.

Q. Look at this and see if it is the Lord Mayor's hand writing?—It is, and I witnessed it; there was no promise made to him whatever, he voluntarily confessed.

(The confession read.)

The voluntary examination and confession of John Thomas, charged with felony, taken before Sir James Sanderson, Mayor, on the 21st of October 1793, who confesseth, and says, "That the box, now produced by Richard Howard, is his, the examinant's property, and that the piece of thickset and all other goods therein, are the property of Mr. Walter Hebden and Richard Roberts, except the wearing apparel therein, with whom this examinant lived as a porter, and was stolen by this examinant from their warehouse in Ironmonger-lane, at different times, whilst he was in their service; that he, the said examinant, wrote the direction on the box, Charles Marshall, Liverpool, to be left there till called for, and his intent was to take the said box and goods therein to Ireland, and to dispose of them there." Taken and acknowledged before me, at the Mansion house, London, James Sanderson, Mayor.

A further examination on the 23d of October of the aforesaid John Thomas, who voluntarily saith; "That about two months ago he sold to one John Nightingale, two yards and a quarter of velveteen, at the house of Mrs. Rose, in Brick-lane, Old-street, and that she was present when he so did it. Taken before me, James Sanderson, Mayor.

(The box and goods produced.)

Hebden. One piece in particular has got our name and number on it.

Prisoner.

Prisoner. I leave it to your lordship, and my master's mercy.

GUILTY,
Of stealing, but not in the dwelling house. (Aged 27.)

Transported for seven years.

*Tried by the London Jury before
Mr. Baron HOTHAM.*

744. **JOHN IRELAND** was indicted for stealing, on the 25th of October, thirty-six linen shirts, value 4l. sixteen pair of linen trowsers, value 2l. 8s. the goods of George Robinson.

Indicted in a Second COUNT laying them to be the property of the parishioners of St. Clement's Dane, in the county of Middlesex.

GEORGE ROBINSON *sworn.*

I am the master of the workhouse of St. Clement's Dane. On Friday the 25th of October, between seven and eight in the morning, I lost the shirts; I did not see the prisoner take them.

Q. When did you last see them?—I see the box near about that time, in which they were kept, and then they were put on a truck to carry home.

Q. Did you ever see them on the truck?—I saw them before they were put in the truck, I never see them on the truck myself.

Q. How soon did you see them after they were missing?—On Monday morning when he was taken up.

Q. Do you know the prisoner at all?—No further then his being in the workhouse a pauper. The things were sold immediately; I have never seen them since.

Q. Where was this box kept?—In a room we call the needle room, where the women work at needle work.

ELEANOR BRAMHAM *sworn.*

I am the person that looks after the work. On Friday the 25th of October, I saw the shirts put on the truck, they came out of the needle room that morning, fetched out by the prisoner and another.

Q. What was it the prisoner carried?—Thirty-six check shirts and two bundles of trowsers, there were more trowsers besides them, two dozen.

Q. Did you see him put them on this truck?—I did.

Q. Did you ever happen to see them afterwards on the truck that day?—I went along with the truck as far as Ludgate-hill, and then they went round St. Paul's, I went round the left hand, and they went round the right hand, till there I followed the truck.

Q. Did you afterwards see them on the truck?—Yes, I saw the quantity, but they were covered over.

Q. What was done with this truck afterwards?—It was to go to the warehouse.

Q. Was the prisoner the man that was to carry them?—Yes.

Q. Did you go with him?—Yes.

Q. Where did you go with him?—Till we came to St. Paul's, he turned on the right hand, and I turned to the left, and they went into Red Lion-court, Watling-street.

Q. Where was it he and you parted?—At St. Paul's; he went on the right hand as I went on the left; it is usual to go that way, and that was the way we generally made use of.

Q. Why did the man go one way and you another?—Because the truck would not go that way; I went straight on the City, through Cheapside to go to the warehouse, and instead of their coming that way they went down Watling-street, to Red Lion-court.

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Q. Did

Q. Did you see them at the warehouse, or did he not deliver them?—I went to the warehouse, but the prisoner did not come there; I never saw him any more.

Q. How soon did you see him after this?—Not at all till after he was taken.

Q. Did you ever see your goods again?—Yes, some.

Q. Which did you see first, the prisoner or the goods?—A gentleman took in what was left in Red Lion-court for safety; I saw them in Red Lion-court I believe the same night; the gentleman sent word to the workhouse.

Q. In whose hands did you see them?—In one Mr. Cumberland's, a broker, I believe.

Q. How soon did you see the prisoner after this?—Not till the Monday that he was taken on Sunday.

Q. Should you know the things again if you was to see them?—There is the parish mark on them, that is the mark we mark all the shirts by.

GOLTHORPE sworn.

I am one of the poor belonging to the workhouse of St. Clement's Danes. This day week I called this Ireland up, and one Wood, to get the truck ready to carry some goods home to the warehouse, and they brought the goods out of the needle room, Ireland was one, and John Wood and James Addison was with us, and I packed ten bundles in the cart to go to the warehouse with them; I put the goods in and packed them in the truck.

Q. What were the goods?—Three bundles of check and three bundles of white; but what the bundles contained I cannot say, because I never opened them.

Q. Who took them away in the truck?—John Ireland, John Wood, and James Dodd, they were the three men.

JOHN CORD sworn.

I work sometimes in the trunk line,

and some times I porter for Mr. Chamberlain. I was beating a carpet in Red Lion-court that morning, and three men left the truck in the court, the prisoner was one; it was then about a quarter past seven in the morning; two of the three took out a bag a piece; there being a hole in one of the bags I could see they were checks in it, but what quantity, or any thing else I know not; the person whom they left with the truck waited the return of these two persons from that time of the morning till three o'clock in the afternoon in the court, it was one of the three that stayed with the truck.

Q. At what time did the prisoner return, or the other man?—They never returned at all. That man stayed all the time I mentioned, that made the neighbours take notice of it, and Mr. Cumberland took the goods in and gave the man 6d. to go home with. They only took out two bags.

Q. What time did Mr. Cumberland take the goods into his warehouse?—About half past three in the afternoon.

Q. Do you know the man's name that stayed with the truck?—No.

Robinson. He is not here; he is an idiot.

Court to Cord. Are you perfectly sure that there was check in that bag?—I saw a hole through the bag, and I observed check.

Q. Did you see the goods that were brought into Mr. Cumberland's house?—There were six bundles, what they were I don't know.

Q. What was done with these bundles? where they opened at all?—They were not.

Q. Did any appear to be check of that?—I believe they were all trowfers.

Q. What was done with the goods?—I don't know; I saw no more of them after that.

RICHARD

RICHARD DALE *sworn.*

I am a partner with Mr. Cumberland. A note was sent to our workhouse for them, I saw the note myself.

JOHN BASSETT *sworn.*

I am a butcher. On Saturday last the master of the workhouse came down to me into a public house, and told me he had behaved in a very dirty manner, and said that he had robbed the workhouse of shirts and trowsers, and told me if I should see him to stop him. On Sunday evening he was by our door, and I stopped him and delivered him to the beadle, and had him taken to the watch-house; he said he was sorry for what he had done, and that the other man had sold the trowsers and shirts, and gave him a guinea and a half of the money; I went up on Monday morning and acquainted the master of the workhouse that I had got him in the watch-house.

THOMAS CAUSTIN *sworn.*

I am an assistant to Mr. Darby, to take in work and give it out; he is a slop-feller, he gives out work to the work-houses to have it made up.

Q. To whom do they belong?—To Mr. Darby; he delivers them to the parish to have them made up. The property belongs to the parish, the master of the workhouse has them to make up.

Q. Who are answerable for them?—The parish.

Q. Suppose any are missing, is Mr. Robinson obliged to make them good?—He is to us.

Q. Now what do you know of these?—I only know that there were three bundles of shirts and one bundle of trowsers never returned to the workhouse.

Q. At what time were they missing?—They always bring them of a Friday,

and they did not bring them last Friday at all.

Q. Where is your warehouse?—No. 30, Gracechurch street.

Court to Robinson. With respect to these things, the day they were missing, who were the persons that went to the house of Mr. Cumberland? Is it not ascertained what was the quantity missing?—The quantity missing were three bundles of shirts and one of trowsers.

Q. Do you know the quantity the man and Ireland had to carry?—Four dozen of trowsers and two dozen of frocks, beside those that were missing.

Court to Mrs. Bramham. Can you say the prisoner had the quantity of things delivered to him on the truck, mentioned in Mr. Robinson's bill?—I can; I tied them up with my own hand, and I received of Mr. Cumberland the things that were left last Tuesday.

Q. Who delivered them to you?—Mr. Cumberland with his own hand.

Q. Were the articles mentioned in the indictment the articles that were missing?—They were.

JOHN CUMBERLAND *sworn.*

I am a broker, Red Lion-court; I saw a truck there on Monday last, about nine o'clock in the morning; there was a lad with it, I looked on him to be stupid or an idiot.

Q. Did you make any enquiry of this lad?—I asked him several times where he came from? I could get no answer, but from the workhouse; I sent for the beadle of Cordwainers ward, and he said as it was a parish matter he would not have any thing to do with it; so I took the goods into my warehouse, and sent him home with a note in his pocket. In the afternoon of the same day Mrs. Bramham brought me the note; I delivered the things to Mrs. Bramham and another, two or three days afterwards.

Prisoner.

Prisoner: I don't know any thing about where they were sold, or any thing at all about it.

Court to Robinson. He speaks as if he had been ill, does he speak commonly so? — He was taken with a stroke of the palsy some years ago, but he can speak better if he pleases.

Q. Does he know what he is about? — He well knows what he is about, he is quite intelligent.

GUILTY. (Aged 42.)

Imprisoned six months in the house of Correction and Publicly Whipped.

Tried by the London Jury before

Mr. RECORDER.

745. **JOHN WHEELER** was indicted for stealing, on the 12th of October, a watch with a gold case, value 5l. a gold watch chain, value 15s. two stone seals set in gold, value 10s. a composition seal set in gold, value 5s. the property of William Murray, commonly called Lord Viscount Stormont.

LORD STORMONT sworn.

Q. Did you lose a gold watch any time on the 12th of October? — Yes, I lost it out of the dormitory, at Westminster; I had not worn it for some time; I lost it out of a bureau which was occasionally locked, but not always; I missed it the Thursday that I had put it the Tuesday before there.

Q. Did not you see the person take it? — I did not.

Q. Have you ever recovered it since? — I saw it at Bow-street, I believe it was the 25th of October, Friday.

Q. Who produced it there? — Justice Addington.

Q. Did you know it to be your's? — I swore to it.

Q. Is it a gold watch? — It is.

Q. Had it a gold chain? — Yes.

Q. Two seals set in gold? — Yes.

Q. A composition seal set in gold? — Yes.

Q. How did you know it to be your's? — I know the number of the watch now, I got it from the watch-maker, and had bills printed; I went to the watch-maker on the loss of it.

Q. Is the watch-maker here? — No.

Q. Then you did not recollect the number on it? — I did not.

Q. Was the watch maker's name on it? — Yes, I know the watch generally, I could swear to the watch perfectly.

Q. Do you know the seals? — Yes, I did not see the seal till to day that I swore to.

Q. What was the seal? — A composition seal, a lion on it.

Q. What was the colour of it? — Blue.

Q. Have you any doubt that the watch and seals were your's? — I have nor the least doubt.

Q. What might be the interval between the Thursday you missed it and the 25th of October? — I fancy the Thursday that I lost it was about the 26th or 27th of September.

Q. Do you know the prisoner at all, did you ever see him? — No, never.

Q. You only speak to the loss and recovery of it, you never saw it in his hands? — No, never.

JOHN BAXTER sworn.

I am a pawnbroker, a servant to Mr. Cordy, Green-street, Leicester-fields; I produce a watch.

Q. Is there any thing with the watch?

— A gold chain, it had no seals when brought to me.

Q. Who

Q. Who brought it to you ?—A Mr. Lawrence.

Q. Did you know Mr. Lawrence ?—I did not.

Q. Is he here ?—No, he is not, it was brought on Monday the 21st of this month, I stopped it, he wanted four guineas on it.

Q. Did you stop Mr. Lawrence ?—Yes, he told me he had it of Mr. Coulthurst.

Q. Did you let him go then ?—No, I did not, I told him I must detain him, and send up for a Bow-street officer, and we went to Mr. Mecklenberg, where Mr. Coulthurst was, and went with them both to Bow-street.

Q. What happened at Bow-street ? was Mr. Lawrence discharged ?—Directly.

JOHN COULTHURST *sworn.*

I am an officer in the half pay line; the young man at the bar, who is a brother officer of mine, I became acquainted with him at the Barracks at Chatham.

Q. Is he now in service ?—He is in the marines, he is the first lieutenant; I believe I had not met him since the peace, till about two months ago I received a note from him, informing me that he was in London, and in very great distress, claiming my assistance, requesting me to send him a temporary assistance; I desired the boy who brought the note, immediately to conduct me to him; I was extremely unhappy to find a young man that I had known in good circumstances and in a genteel line, in so deplorable condition; I rendered him what assistance I could, and requested he would come to my lodging, I told him I should occasionally render him any little assistance in my power, I invited him constantly to breakfast with me, and about three weeks ago he came to my lodging, says he, you can put a guinea in

my pocket without any inconvenience to yourself, I am sure; I said, I should be very happy to do it; he told me that he had a watch of his wife's in pawn for four guineas, and that if I was so good as to lend him four guineas to redeem it, he could very readily pawn it for five, I told him I should be happy to lend him any assistance in my power; I was in bed at the time, I told him there was exactly four guineas and some silver in my pocket, he was very welcome to take it for the purpose; he took it out of my pocket by my desire, by the time I was up and at breakfast, he returned with the watch in his pocket; I told him it was certainly worth much more, and if he pleased I would lend him the other guinea, and keep the watch as a security, which would save him the expence of pawning of it; but if I should happen to want five guineas in the interim before he paid me, he could have no objection to my sending it to a pawnbroker's. I wore the watch for several days in my pocket, and shewed it to several of my acquaintances, mentioning the circumstance; I mentioned it to several of my acquaintances, and on Friday week last a friend of mine, a very old acquaintance, a Mr. Lawrence called on me in the morning, begged the favour of me to lend him a few guineas in order to pay a bill, that he was bound to take up on that day; I told him I had not cash to spare, and pleaded an excuse, he told me his credit would be hurt, as his bill became due at twelve o'clock, and he had promised to pay it; this was I suppose about ten, and he intreated me to lend him what I could spare, I told him I could not spare a single guinea, he then suggested the idea of lending him Mr. Wheeler's watch, and he says I will pawn, and will give you my honour to redeem it, and let you have it by eight o'clock this evening; as he told me he had a pressing occasion for a little money

G g

money, I did not refuse him, I gave it him for the purpose of pawning it; in about an hour and a half he returned to the room where I was dressing in custody, he told me that the offer of the watch had been attended with a most serious consequence, that he was detained for its being a stolen watch. I was astonished at the declaration, and told him I will attend you immediately to the justice of the peace, and sufficiently exonerate you. I went with him to justice Addington's, and told justice Addington all the circumstance, and he was discharged, and so was I, and he told me it was necessary to take Mr. Wheeler, in order to justify myself, and at four o'clock that day Mr. Lawrence, and I took him into custody. I think it is three weeks ago to day that he came to me, for I had the watch in my possession for one week.

Prisoner. I wish to ask him whether on last fortnight I did not go with him, during the time of divine service in the afternoon to Westminster Abbey?—I do recollect our walking that way, and going into the Abbey.

Court. Was that before you had the watch or after?—I think I had the watch at that time.

GEORGE WAKELIN *sworn*

I am a pawnbroker at Mr. ———'s, in York-street, Westminster. I produce a seal which was pawned with me on the 18th of October, it is a composition seal, it has the impression of a lion on it, it is blue, it was pledged by the prisoner for three shillings, in the name of Webb.

Q. Had you ever seen the prisoner before?—Yes, I know his person perfectly well.

CHARLES DAVIS *sworn*

I am an officer belonging to Bow-street, I went and took the prisoner in charge at Mr. Coulthurt's, I searched him, and found on him a duplicate of a

seal; I went to the pawnbroker's, and found the seal corresponding with that duplicate.

Wakelin. This duplicate is my hand writing.

Baxter. I have got the watch, I have kept it ever since, it was brought me by Lawrence, and I stopped it.

Lord Stormont. It is my watch, it has the name of the watch maker on it, Francis Hobart. The seal is mine.

Prisoner. On Saturday the 28th of September, between the hour of five and six in the evening; I was coming along through the Bird Cage-walk in St. James's-park; I perceived against one of the large trees, a cross made with chalk, and at the foot of the same tree the leaves were heaped up higher than the rest, which lay about considerably, I immediately went up and kicked the leaves away, when I perceived something wrapped up in a white linen rag, I took it up, and in the rag was a gold watch, a gold chain, two gold seals, and one setting of a seal without any stone in it, I immediately took it up and converted it to my own use, as I was at that time in great distress; this is the whole state of the case, that is the simple way by which I came by the watch, and I trust, my lord and gentlemen of the jury, that though there are many stories told of this kind in court, that you will consider the watch might be taken out of my Lord Stormont's bureau and placed there for purposes, which I don't know, it was said in Bow-street, that the Lord Stormont had employed a carpenter to mend his bureau; the bureau has been left open several times, I understand from what his Lordship said. I was bred at Westminster school myself, I have received a liberal education; I am well known by many of the first respectability, who are now employed on his Majesty's service; I have been respected by all ranks of officers; it

it is not very probable that I would throw myself in the way where the watch was stolen from, in a place where there is not an officer all about the Abbey but what knows me very well; I therefore trust you, gentlemen of the jury, will consider the circumstance, and make every allowance that the case will admit; and I trust my lord, to your mercy, and the uprightness of an English jury; I have nobody to call but Mr. Coulthurst.

Court to Coulthurst. Till this time has this man bore a good character?—I never knew it otherwise; among his brother officers he was certainly esteemed, and always considered a man of honour; I am sure I should not have rendered him the assistance I did, if I did not consider him the same myself.

Not GUILTY.

Tried by the second Middlesex Jury before

Mr. RECORDER.

746. JANE COCKLY was indicted for stealing, on the 5th of October, a linen pillow case, value 1s. a cotton counterpane, value 5s. four bed curtains, value 8s. and two linen sheets, value 8s. the goods of John Mitchell, in a lodging room, let to her by Elizabeth Mitchell.

ELIZABETH MITCHELL sworn.

The apartment is mine, and the contract was made by my servant, Eleanor Wantley, she lived in these lodgings, and was to pay me.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. RECORDER.

747. GEORGE HOWARD was indicted for feloniously making an assault in the dwelling house of John Wills, on John Griffiths, on the 2d of October, and putting him in fear and feloniously taking from his person, and against his will, eight yards and a quarter of pink satin ribbon, value 3s. and two muslin neck cloths, value 2s. the goods of John Griffiths.

JOHN GRIFFITHS sworn.

I am a linen draper. I was robbed on Wednesday the 2d of October last, between the hours of nine and eleven in the evening. On coming home through Lincoln's inn-fields, returning to my lodgings, I saw a person who looked very hard at me; my lodgings are in Mason's yard, Duke-street, Piccadilly; he looked very hard at me, and I thought it had been some body that knew me, (this was in Lincoln's inn-fields, that side next to Holborn, he met me, I was going towards Duke-street,) I turned back and immediately found it was nobody that I knew, and I walked my way home; he immediately came up to me, turned back from the way he was going, and came up to me, said what a fine night, and what fine girls were passing; and further said, if I chose I might go and spend the evening with two at his lodgings, which were in London-street, Tottenham-court-road; after some conversation I agreed to go with him.

2. Do you keep a shop, or are you a journeyman?—I was a shopman at that time. We came to where he said he lodged; and then he said that he had forgot himself, there was a person there then that would not let him bring any girl's in, but she would be gone presently, and he did not wish to go in till this same person was gone; he immediately asked me to take a walk up to the Adam and Eve, Tottenham-court-road, where we drank

drank six-pennyworth of negus, which I paid for; then we returned down towards London-street again. He then said, on recollection, he did not wish to go to his lodging that night, that he had an appointment at a house that he was well acquainted with, to spend the evening with some girls that were to be there, with which I then thought to return home. He persuaded me to take a walk with him as far as there; when we came to the house he knocked at the door; this was in Little Newport-street, Newport Market; a servant opened the door, whom he asked whether their beds were engaged for the evening? He first of all told her as soon as two girls came there, which would be very shortly, to shew them up stairs; on which she shewed us up in the room, one pair of stairs; no sooner had she left the room than he goes to the door—

Q. Do you know who this house belongs to?—John Wells, by the best enquiry I could make. He went and secured the door by putting his back against it; says he, there is no girls here, and if you do not deliver what you have about you I will blow your brains out; on which I went towards the door, somewhat alarmed at that expression, because it was what I little expected; but there was a table standing near the door, on which was a candle, he comes up to the table and thrust his hand into my left hand coat pocket, and took from thence, two muslin neckcloths; he took these, and thrust his hand in again, and took out a roll of ribbon, about eight yards and a quarter, pink sattin; while he was taking that, I endeavoured to take out a silk handkerchief which I had.

Q. Did you make any resistance?—I did all in my power to prevent his taking any more.

Q. Did you try to prevent his taking what he did? did you struggle with him?—I could not.

Q. Did you let him put his hand in quietly into your pocket?—I begged him not to do it. While he was taking out the pink sattin I endeavoured to take out a silk handkerchief with some cash tied up at one end of it, to conceal it from him.

Q. There is no money mentioned in the indictment?—No, he did not take any, he perceived the handkerchief, and said, give me hold of that handkerchief; I did not give him the handkerchief, I put this handkerchief up under the back part of my coat, with the money tied up in it, he wanted to know if I had no money about me, I told him I had none but three-pennyworth of halfpence, which was in my waistcoat pocket, not owing to what I had in my handkerchief; he did not take that.

Q. Now at the time he thrust his hand into your pocket, did he lay hold of you in any way?—He laid hold of me by the side of my coat to the best of my knowledge.

Q. When he said he would blow your brains out, had he any pistol?—I saw none.

Q. Had he any thing in his hand?—I saw nothing.

Q. I suppose that is all that is lost?—All that I can recollect or swear to his taking away; he demanded my buckles, I made resistance, and he said he would not take them as they would be of little value; he then opened the door and walked down stairs.

Q. What time might it be you got there?—Between the hours of nine and eleven.

Q. How soon did you see him after that?—He walked down stairs; I followed him, and he told the landlord going down stairs, which I suspected to be the landlord at least, it was some man standing by the side of the stairs, that he was surprised the girls did not come, and when they did, desired they would wait till

till he returned, then I walked on to go home as fast as I could, and went along Leicester-fields, where I was followed by this same person, the prisoner at the bar, there at the bottom of Leicester-fields he again took hold of me by the coat, and said, if you don't deliver up either the buckles or handkerchief, I will blow your brains out; on which I did not know what to do, I plucked off my coat from me, and I ran away from him, up the side of the Square, and up Leicester-street, then running along a street which goes along the top of Leicester-street, I went up Wardour-street, and along Coventry-street, till I came to the Hay-market, and went into Jermyn-street, and went on to Well-street, there I stopped quite out of breath, I could not run any further; in about a minute, or very soon after, he came up to me again, he said, I know you have property, and if you don't let me have something more, at another time I shall serve you the same sauce; he likewise said, he should know me, see me where he would; there was nothing passed but that, but he walked away from me, which is all I believe that passed at that present time, till Saturday the 5th of the same month, October, this was on Wednesday the 2d. I was going up to the Green Man, and Still, in Oxford-street, with a box, and turned down New Bond-street to the Green Man, and Still, and I saw the prisoner, and called to my mind that it was the same person who robbed me, on which I kept my eyes on him, and I walked further down the street till I came to some house, which I thought I would go in to get assistance to take him; I went into a house somewhere in the street, and got the assistance of a person that was in the tap room, I don't know his name, he is not here, he was discharged at Marlborough-street, and I have not seen him since.

Q. Did you take him?—I did, and took him to Marlborough-street. When I first took hold of his collar, I said, you are the man that robbed me; after some words he said, pray loose my collar, and I will go along with you; I was first going for Bow-street, not knowing of Marlborough-street, till some people told me; turning the way for Marlborough-street he said, he would make me any satisfaction if I would let him go; on which I said, I wanted no satisfaction but to take him to justice. In going in at the door, when he found I would not release him, he said, then damn you, I will be revenged of you.

Mr. Peat. A very probable story you have been telling indeed. You never saw the prisoner before the time you met him in the Square?—Never.

Q. Is it usual with you to fall into conversation with a person going along?—Not usual.

Q. You lived at that time with some mercer?—No, I had lived in a shop, but I was out of place at that time; I was out of place since the 12th of January last, I was under a view of getting into a situation for myself; I was then going to my lodging.

Q. Where did you lodge?—With one Simkin, a coachman; he drives for a gentleman, a Mr. Dean, in Mason's-yard.

Q. Do you live there now?—No, I do not.

Q. He is as remarkable for telling probable stories as you are perhaps.

Court. Did you ever recover your property?—I did.

Q. Where?—When he was examined at Marlborough-street an officer, two of them at least went to where they found his lodgings, not in London-street, but in Titchfield-street, there with a search warrant they found the things; one officer

H h

officer is here. Hamilton, with the property; the ribbon was found first of all.

Q. Did you describe your loss before the magistrate?—I did.

Mr. Peat. Was this your own property that was taken from you, or did it belong to any other person?—It was my own.

Q. How came you by it?—The neck-cloth I had in my possession when I left London, the ribbon I bought of my master the second day before I lost it.

Q. Is your master here?—No, he is not.

Q. Where did you get the other articles?—They were also bought to the best of my recollection, of the same person at the time I lived with them.

Q. I suppose your master recollects you bought all these articles of him?—No, I don't suppose he does, but the shopman recollects the ribbon.

Q. Then it seems you went along with this man for the very proper decent purpose of getting women?—It was.

Q. You did not, I suppose, without his assistance know any person of this description, you found women so scarce in this town?—Why yes, I could have done it.

Q. But it was better to get into their company through the means of a stranger that would not hurt your character?—I was not going with women, I was going that night home, and did not intend to go with any women till it was hinted to me by the prisoner at the bar.

Q. Did you drink any thing in the course of this progress that you have described?—Yes, I paid for it.

Q. Why did you complain of being short of cash when you had so much in your handkerchief?—I did not tell him I was short of cash.

Q. I suppose you did not desire him to make a little money of these things, nor did you put them into his hands as security for payment of the reckoning?—I did not.

Q. But what made you call out so at the time you gave him the things?—I made no alarm at all.

Q. It was your fear that made you call out so lustily?—I did not call out at all.

Q. What past between you then past very quiet?—Yes.

Q. Why did you state to the man of the house that he had robbed you?—I know of no such thing.

Q. You followed him down stairs, and you had time so to have done.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. RECORDER.

748. WILLIAM NICHOLSON was indicted for feloniously stealing in his own dwelling house, on the 22d of October, twenty-three guineas; the monies of Thomas Doughty, and a five pound bank note, also his property.

THOMAS DOUGHTY sworn.

I am a carpenter and joiner; I was robbed last Saturday night at the Red Lion, William Nicholson keeps the house, I lost twenty-three guineas there, and a five pound bank note, I came from Southend last Thursday night, I slept there Friday night, and Saturday night, when I went to bed I paid for my bed, and three-pennyworth of rum and water, the landlord was close by the bar when I went to bed; I tried to lock myself in, but I could not get the key out of the lock, and so I could not lock my door; in the middle of the night I saw the landlord; I was disturbed by the breeches being taken from under my bolster, or else by the glance of the candle, I am not able to say which, when I awaked I saw the landlord standing by my bed side.

Q. Was

Q. Was there any light in the room ?
— He had got a light in his hand ; I had not the presence of mind to see then whether I was robbed or not ; he said, how are you ? that was what passed at the present time ; in the morning when I awaked I found myself robbed of all my money, except half a crown, and six-pence, and some halfpence, which was twenty guineas, and a five pound note.

Q. Did any body else sleep in the room ?—No.

Q. How did you find your breeches in the morning ?—I found them by my bed side taken from under my bolster.

Q. Where were they when you went to bed ?—Under my bolster ; I alarmed the house in the morning when I found myself robbed ; I stated the business to the landlord what happened, and he told me that after I had gone to bed a man came up stairs, and the person came down again, and as such he suspected that this man might have robbed his house ; I asked him why he did not stop that man ? I told him he came up stairs, and came into my room ; he said he came up for he thought the sheets might have gone off the bed ; I asked him why he did not acquaint me of the business when he came into my room ? he said the reason was that he was afraid that I should have no rest afterwards, supposing I found myself robbed.

Q. Did you ever find any of your money or note ?—No, I came down in the morning, and when I was talking to him about the business, I told him I thought it was an odd kind of business, and he said he would go with me to seek about it, but I thought it was best to drop the acquaintance.

Mr. Fielding. You are a carpenter ?
—Yes.

Q. How came you by these twenty-three guineas and five pound note ?—I had it of Mr. Holland. I had saved it with him ; I put all my money in my fob when I came from Southend.

Q. How long was you in Mr. Holland's service saving this money ?—Six or seven months.

Q. How long was it you had left Mr. Holland ?—About ten weeks.

Q. How much money was you worth when you left him ?—As nigh as I can tell I might have three, or four and thirty pounds.

Q. Did he pay you any money at the time you parted with him ?—I had twenty-nine shillings and two-pence a week.

Q. How much did Mr. Holland pay you the last week ?—He paid me one pound nine shillings and two-pence, the week's wages ; I was foreman of the carpenters and joiners ; he paid me not himself, but his clerk paid me this money.

Q. Had he paid you the money before ?
—Yes.

Q. How did you live ?—I boarded myself.

Q. How much might your board and lodging cost ?—Sometimes seven or eight shillings a week.

Q. And did you live on that ?—Sometimes I had a pint or two ; I was paid the first part of the summer for two extraordinary days.

Q. When was it you applied to Mr. Holland ?—I applied to Mr. Holland last Sunday, to state the business to him, and he desired me to go to Sir Sampson Wright ; I saw Mr. Holland this morning, and he said he misunderstood me.

Q. I want to know what you said to Mr. Holland when you first applied to him ?—I stated the business to Mr. Holland.

Q. Did not you ask Mr. Holland whether you could or could not recover the money against the landlord of the house, in which you was robbed ?—No, sir, I did not ask Mr. Holland about it ; I stated the business to Mr. Holland.

Q. Did not you ask Mr. Holland whether you could not recover the money ?—Not to my knowledge.

Q. Did

Q. Did you say any thing to that purpose? It is last Sunday only; now I ask you if the purpose of your business to Mr. Holland, was not to know whether you could get that money of the landlord by an action?—Not to my knowledge; Mr. Holland told me to go up to the office, and he told me that I could take the common law, if I could not do any thing else in the affair, to the best of my knowledge.

Q. Did you never ask him whether you could ever recover or get any money of this man at the bar?—No.

Q. Are you a single man or a married man?—A single man; I have got a mother to support.

Q. Do you work with any body now?—I have got a rupture; I am waiting to go with a gentleman abroad. When I left that employ at Southend I went down to Suffolk.

Q. So you was ten weeks out of employ?—No, I worked some few jobs for myself at Suffolk.

Q. Tell the name of any one person that you have done any work for in the last ten weeks?—I did some work for John Butcher, an uncle of mine; I went down to see my mother; I am not able to work now.

Q. Had you the rupture when you was last paid by Mr. Lawrence's clerk?—I had; I have now been waiting upwards of five weeks for a birth to go abroad.

Q. Have you any friends in town?—Yes, Mr. Fowler. I have no relation except one Stone, that keeps a public house in St. Paul's Church-yard.

Q. Have you any relation that lives where the gentleman at the bar does?—One Jones recommended me to him, he sent a man with me to him.

Q. When was the first night you slept there?—Last Thursday night, and I slept there about a month ago, I came up to town then, and I returned to Southend again.

Q. How long did you stay in town that time?—I stopped in town about three nights, then I went down to Southend again.

Q. Then on Thursday night it was you lodged the first time at this gentleman's house?—Yes, this second time. On Friday night I slept there again, and also on Saturday night.

Q. Did you sleep in the same room?—Yes; the lock and key was in the same state the first night as at the last, to my knowledge.

Q. Did you say any thing to Mr. Husband?—I thought this Mr. Nicholson's name was Mr. Husband.

Q. The first person you stated this business to was Mr. Holland. Now what was it you said to Mr. Holland?—I stated the business in what manner I had been robbed; Mr. Holland said to me, you must go up to Sir Sampson Wright's, and if you could not do any good there perhaps you may take the common law of him.

Q. Was you told at that house, that there had been a man there that evening, that had bilked the man at the bar, and run away?—He stated that business to me in the morning himself, and I asked him why he did not speak to me?

Q. You never then heard so from any body else?—Not to my knowledge.

Q. What sort of enquiry did you make about this business?—When I came down I stated the business to the landlord.

Q. Were there any other persons there?—I don't know that there were any other persons there, but the maid, the mistress might be in the parlour.

Q. You did not see a person in the house the over night, that very night?—Not that I suspected of any kind.

Q. Did you see any person whether you

you spoke to them or not?—There might be another man.

Q. Did not you yourself go with the landlord to make a search for the person?—No.

Q. Nor did you see any person there?—No, I did not.

Q. Nor went to search for any person that had robbed the house?—I did not.

Mr. Knowlys. When did you receive this five pound note?—I received it the very first or second week after the five pound notes were first issued from the bank.

Q. Who had you the note of?—Of one of Mr. Holland's clerks.

Q. Did you never say that you had that note of one of Mr. Holland's clerks about nine weeks ago?—No.

Q. Did not you say to Mr. Stirling, the attorney, Craven-street, that you took the note about five or six months ago?—I never saw the man to my knowledge in my life.

Court. Did you never see Mr. Stirling?—I believe I did see that gentleman.

Q. Did you say to that gentleman that you had that note five or six months ago?—Not to my knowledge, I cannot say whether I did or not.

Mr. Fielding. Can you swear you did not? it was but last Saturday, just a week from this day that you was robbed?—I might say I had the note, I cannot say how long.

Q. This was on Thursday last you saw this gentleman. On your oath did not you say that you had that bank note five or six months ago?—Not to my knowledge, I might say it to some gentlemen.

Q. On your oath did not you say so to that gentleman?—Not to my knowledge.

Q. Why, man, you must know what you said the day before yesterday.

Court. Swear Mr. Stirling, and ask him that question.

— STIRLING sworn.

I saw this man at Bow-street on Thursday last, I asked him if he could tell me the number of the note, in order that it might be traced; he told me then that he could not tell the number, that he had had the note between five and six months; I am very positive these were the words, and more than that I repeated them to Mr. Roberts, and several gentlemen that were in the office at Bow-street. This was on Thursday in the morning.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Baron HOTHAM.

749. RICHARD LAWLESS was indicted for feloniously making an assault, on the 13th of October, on Elizabeth, the wife of Christian Sideport, and her, the said Elizabeth, did ravish and carnally know.

Elizabeth Sideport, &c. were called on their recognizances.

Not GUILTY.

Tried by the first Middlesex Jury before

Mr. Baron HOTHAM.

750. WILLIAM WATTS and HENRY HINGLE were indicted for that

that they with Richard Tuart, did feloniously make an assault on, and murder Lars Holmfans, on the 18th of August.

No evidence.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

751. ROBERT BLUNDELL was indicted for stealing, on the 6th of October, three cotton window curtains, value 3s. the goods of Matthew Bland; a cord-roy pair of breeches, value 3s. a white linen shirt, value 3s. a muslin handkerchief, value 1s. a linen pocket handkerchief, value 4d. a silver breast buckle, value 1s. an iron key, value 2d. a pen knife, value 2d. and 2s. in monies numbered; the goods and monies of Robert Salmon.

ROBERT SALMON *sworn.*

I was robbed on Monday morning the 6th of October; I was robbed of a pair of breeches, a waistcoat, shirt, neckcloth, breast buckle, pocket handkerchief, and knife; this happened to me at the leaping bar, at Old-street, the prisoner slept with me the over night at Matthew Bland's house.

Q. Was any body else in the room besides him?—No, only him and me.

Q. Did you see those things in the room over night?—Yes, I pulled them off, it was Sunday night, I went to bed between ten and eleven, I got up between six and seven, about a quarter before seven, he asked me when he came to bed the over night, whether I was heavy to sleep in the morning? I told him I was; he said he was a going in the morning to a place in the Vinegar-yard; he was gone when I awoke, I awoke between twilight

and daylight, and he was gone, and my things were gone too.

Q. Did you recover any of them again?—No, never.

Q. When was he taken up?—On Monday last.

Q. Did you tax him with it?—No, Matthew Bland did.

Q. When you was present?—No, when he was taken I was sent for to the office, Hatton-garden.

Q. Is Bland here?—No, he was here this morning.

Matthew Bland was called on his recognizance.

Prisoner. I went to sleep there on Sunday night, a young man and I were both together there. In the morning between five and six o'clock I awoke, the chamber door was open, which I shut when I went to bed; I spoke to the young man; there were a great many lodgers in the house, but not in the same room, the door was open when I awoke, I supposed it was done by some lodgers down stairs.

Court to Salmon. Is there lodgers in the house?—There is; but they are all creditable people, and have lodged there for several years. He says he called to me, but he did not; he only lodged there one night before, about a week ago. I went to the Vinegar-yard, and they knew nothing of him.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

752. SARAH ENGLISH was indicted for stealing, on the 2d of October, a silver watch, value 18s. and 2s. in monies; the goods and monies of Richard

Richard Morgan, privately from his person.

RICHARD MORGAN *sworn.*

I am a labouring man.

Q. Do you live in London?—Yes, I lost a watch the 2d of October last, it was a silver watch. Coming down Whitechapel I met with this here woman between nine and ten o'clock in the day, this woman took me into this house, and I paid her so much for my lodgings, and when I awoke I missed my property.

Q. Between nine and ten o'clock in the morning, where did you go?—I went to Sarah English's house in Whitechapel.

Q. How long did you stay there?—About three or four hours, and when I awoke I found my watch was gone.

Q. Had you any money?—Two shillings.

Q. Was you in bed?—Yes.

Q. Are you sure you had the watch and money when you went to bed?—Yes, I carried them into the house.

Q. Did you see any body in the house but her?—There was another woman there, but I know nothing about the other woman, the woman that took me into the house, my evidence, was in the house.

Q. When you awoke what became of the prisoner?—She was not in bed with me, but the other woman was in bed with me; she told me she saw her take it.

Q. Did you ever find it again?—Yes, the officer that took the prisoner shewed it me before the justice, and I saw my property.

Mr. Knapp. Did you ever know the woman before, that took you to this house?—No, I never saw her in my life before.

Q. You met her in the day time, in Whitechapel. What sort of a house is this that she took you to?—I am sure I don't know.

Q. This is a house of ill fame, is it not?—She keeps lodging beds.

Q. You say you found your watch afterwards; who had your watch?—Mr. Allen, the constable.

Q. Have you heard that the watch was found in the bed?—I did not find it there; I heard the officer say that it was found in the bed.

Q. There was nobody else with you in the room but this woman and yourself?—No.

Q. You asked the woman about the watch, and she said she knew nothing about it?—She said so.

Q. Was you drunk or sober when you went there?—I was not drunk.

Q. How much had you been drinking?—A couple of pints of beer, and one thing and another.

Q. And perhaps a glass of gin or two. Do you mean to say you was perfectly sober? half seas over perhaps?—I was not drunk, but I was not perfectly sober.

HANNAH SCUTTLE *sworn.*

I saw Sarah English take the watch out of Mr. Morgan's pocket.

Q. Where was you when you saw this?—I was on the bed.

Q. What did you say to her?—I desired her not to do so.

Q. Was he awake or asleep?—Asleep.

Q. Did you awake him?—I awaked him, and Sarah English awaked him, both of us awaked him afterwards.

Q. What did she do with it?—I don't know. We came both down stairs, I desired her to give him the watch; she said she knew nothing of it. I awaked him as soon as I could; he had got a drop in his head.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

JOHN

753. JOHN BARBER was indicted for stealing, on the 24th of September, five silver tea spoons, value 16s. the goods of Elizabeth Hawkesley.

ELIZABETH HAWKESLEY *sworn.*

I live at No. 10, Great Portland-street, I lost five silver tea spoons on the 24th of September, out of a beaufet in the parlour.

Q. Have you any reason for suspecting the prisoner?—A person met the prisoner coming out of the room. I did not see any thing of it myself.

MARY FACY

Q. How old are you?—Turned of thirteen.

Q. Do you know the nature of an oath?—Yes, it is to speak the truth.

Q. You know the consequence of not speaking the truth?—Yes.

Q. You go to church?—Yes.

sworn.

Q. Do you live with Mrs. Hawkesley?—Yes, on the 24th of September I went to the next door on an errand, between eight and nine in the morning, and I left the door on a jarr, and the prisoner went in, and when I came back I see him coming out of the parlour.

Q. Was there any body in the parlour?—No, that gave me a suspicion of him; I made an alarm, and some people took him, and he delivered the spoons to me out of his pocket, he had turned the corner, I followed him.

Q. Do you happen to know whether these spoons had been in that parlour?—I see them there when I went to the beaufet.

Prisoner. I should be very happy to serve his Majesty by land or by sea.

JOHN PEACOCK *sworn.*

I followed and took the man, and saw him give the spoons to the little girl, I have got the spoons here.

Mrs. Hawkesley. These are my little spoons, there is no particular marks which was on them before they were stole, they had a private mark which was put on them by the justice.

GUILTY. (Aged 18.)

Publicly Whipped.

Tried by the first Middlesex Jury before Mr. Baron HOTHAM.

754. MARY ANNESSEY was indicted for stealing, on the 1st of October, a silver table spoon, value 8s. two silver tea spoons, value 3s. the goods of John Perry, Esq.

—— INGLIS *sworn.*

I live with Mr. Perry.

Q. Do you know of his having any spoons?—Yes, he lost one about the last of September, and I missed it the 1st of October, and I missed some before that, they were fix in all gone.

Q. From where did you miss them?—From the place where I kept them, below stairs in a cupboard; I had seen them on the Monday before they were taken, the prisoner was the only person that I thought could have them because she was a charewoman in the house, I went and found some spoons at a pawnbrokers's in Berwick-street.

—— BAKER *sworn.*

I am a pawnbroker. I have got two spoons, a table spoon and two tea spoons; I took the table spoon of the prisoner at the bar; I questioned her at the time she brought it, who she brought it for, she said from one Mr. Clark of Margaret-street. I had known the prisoner for years by using the shop.

Q. Do you recollect when that was?—On the 30th of August; I took in the table spoon, there was a tea spoon that was taken in the 9th of May; I did not take in the other tea spoon.

Inglis.

Inglis. I know these spoons to be Mr. Perry's spoons, because they had a particular mark on them.

HENRY CROCKER *sworn.*

I went with the servant to apprehend the woman; in searching of her lodging I found a duplicate of this spoon at the pawnbroker's, and another pawned at another pawnbroker's, the other pawnbroker did not recollect the woman.

Prisoner. A lady, one Mrs. Clarke, sent me to pawn the spoon for ten shillings and six-pence, and I pawned it for nine shillings six weeks before he missed his; a lady I worked for these three years.

Court to Inglis. Do you know any thing of a Mrs. Clarke?—No.

Court to Prisoner. Who is Mrs. Clarke?—A lady of the town that I have worked for these three or four years, and she sent me with things to pawn; at first she lived in Wells-street, then she lived in Margaret-street, and at last she lived in Jermyn-street.

Court to Inglis. What does Mr. Perry's family consist of?—Two women servants and myself, his sister keeps the house, he is not a married man.

GUILTY. (Aged 33.)

Inglis. My master desired me to recommend her to mercy, because she had suffered enough.

Fined 1s.

*Tried by the first Middlesex Jury before
Mr. Baron HOTHAM.*

755. **THOMAS PEPPER** was indicted for feloniously stealing, on the 9th of October, twenty-three woollen rugs, value 6l, 18s, the goods of David Richardson.

DAVID RICHARDSON *sworn.*

I am a flop-seller, No. 72, Wapping. On the 8th of October the prisoner at the bar came to my house, and said he was a stable keeper in Gray's Inn-lane; he looked at some horse sheets to cover horses, woollen rugs, and said he should want twenty-four of them, he agreed for them, he took one with him, for which he paid 6s. and desired a bill of parcels might be made of the twenty-four, subtracting that six shillings from the bottom of the bill, and desired me the next morning, to send them up to his livery stables, and he would pay the remaining six pounds eighteen shillings to my servant.

WILLIAM YOUNG *sworn.*

Thomas Pepper came to my master's house, on the 8th of October, in the afternoon, to Mr. Richardson's; I sold him the rug at six shillings, he paid Mr. Richardson, and wanted twenty-three more, to be sent up the next morning; Mr. Richardson sent them the next day with me, and two lads; when we came up there his man was waiting, he said, you want Mr. Pepper; I said, yes, I have brought these rugs, and they are to be paid for on delivery; his master was not in the way, and I went with the servant to the prisoner, at the sign of the cheese; he was sitting in the tap room by the fire side; I told him that there was the bill according to his agreement, with six shillings deducted at the bottom; he said, very right, come round with me here, and I will get you the cash; he takes me round to Mount Pleasant, the back of the Sessions House, to Sharp's-alley, No. 7, where he told me going along, that the man owed him some money; when we came, the man told him he could not pay him then, that he would pay him in the evening; so he told me,
K k you

you can come up again in the evening, or the next morning; I told him I could not, my master's orders were to bring back the goods or the money; he said he had not the money, if I would come up the next day he would pay me; he said there was a bill, it has five days to run, for seven pounds seven shillings; I told him I knew nothing about the bill; I immediately suspected, to myself, that they wanted to rob me of the goods; I got him to come out of the house to go back with me to get me the goods again, coming out of Cow-cross, I told him I must either have the goods or the money; I left the goods on the fresh promise of payment, on his saying that he would go with me to get the money, that made me leave the goods; he told me he had business to do; I got him at last at the house in Cow Cross-street, with that he began to go over the way towards the Sessions House.

Q. Did you ever consent to leave the goods?—No, I never consented to leave the goods.

Prisoner's Counsel. Where did you leave the goods first of all?—In his stable.

Q. Who was in the stable?—His man. I had orders from my master either to bring back the goods or the money.

Q. Did you ever return back to the stable?—Yes.

Q. Did you demand the goods of his servant?—I did; I asked his servant for them. The prisoner would not return them, he told me I might get my money how I could, he was disappointed in getting his money, and I must be disappointed too.

Court. Did you go afterwards the next day?—I did not. That day I went back to the stable, and told the man I must have the goods, for his master would not have them, and I sent to my master by one of the lads.

Q. What justice did you take him to?—To Mr. Graham at Hatton-garden.

Q. What reason did he give for not paying?—That he could not get the money of the other man.

Q. Did you demand the money of the prisoner?—I did, and the goods, he said, I had delivered the goods and I might get the money how I could.

Prisoner. I offered him a bill that had but five days to run.—I would not take the bill.

Court to Young. What was the prisoner? had he a stable?—He had no stable.

Prisoner's Counsel. Did not he come and surrender as soon as the warrant was out against him?—He did not, he committed the fraud on the 9th, and I did not see him at the office till the 17th.

————— sworn.

I apprehended the prisoner in behalf of this swindling business, at Islington.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

756. CATHARINE ARTHUR was indicted for stealing, on the 19th of September, a yard and three nails of cambrick, value 8s. the goods of William Wood.

WILLIAM WOOD sworn.

Q. Do you know any thing of this transaction yourself?—I detected the prisoner taking it; I am a linen draper, she was with another lady that I had been selling some articles to; I saw her take it and put it into her pocket.

Q. Was she in company with the other woman?—The other woman bought several things and paid me for them

them to the amount of seventeen, eighteen, or twenty shillings.

Q. What is the value of this cambrick?—Eight shillings. I charged her with it and desired her to give it up; she took it off the counter, I was on one side of the counter and she was on the other; I charged her with it and desired her to give it up; she would not, she was searched in the parlour and it was taken from her.

Mr. Knowl's. This is a very young woman, I see she came into your shop with Mrs. Sweeting who is a woman of character?—She is, and I believe the young woman's friends are respectable.

Q. The person that came to you had bought goods three or four times the value of this cambrick?—She did.

Q. This cambrick of course being only a yard and a quarter and three nails, lays within a very narrow compass; you thought you saw her, and perhaps you did see her put it into her pocket, I believe she said at first she had not got it?—She did.

Q. I don't know whether you know how it was found?—I did not see it found.

Q. It was not a common shop lifter that she was with?—It was not.

Q. Did not you see this young woman lay her handkerchief on the counter?—I don't know.

MARGARET BOLTON *sworn.*

I did not search the prisoner, but I was present and saw the cambrick taken from her pocket handkerchief.

Q. What did the prisoner say?—She seemed very much frightened when it was found.

Mr. Knowl's. This piece of cambrick is an article that lays in a very small compass; I would ask you whether it

might not be enclosed in an handkerchief very innocently by an innocent person?

—That I cannot say.

Q. Is it not possible?—It is not impossible.

Q. This young lady desired to be searched I believe?—The person that was with her desired she should be searched, to which she made no objection.

Q. On searching her you found nothing but this cambrick?—No, the person in the room said, let us look at this handkerchief? and opening it the cambrick came out.

The prisoner called three witnesses who gave her an excellent character.

Not GUILTY.

*Tried by the first Middlesex Jury before
Mr. Justice HEATH.*

747: JANE RANDALL was indicted for stealing, on the 18th of October, a linen sheet, value 1s. a marseilles petticoat, value 1s. 6d. a diaper table cloth, value 5s. the goods of Thomas Cross.

SUSANNA CROSS *sworn.*

I am the wife of the prosecutor, a publican, a victualler, in Shadwell.

Q. Was the prisoner your servant?—No, I was up stairs at the time of the robbery.

Q. Did you ever see the prisoner in your house?—No, my husband see her, she had a pennyworth of beer of him.

THOMAS CROSS *sworn.*

I saw the prisoner at the bar in my house, the 18th of October, about three o'clock in the evening, she came in and called for a pennyworth of beer, she said she was very much tired, and asked if she might

might sit down ? I said, there was plenty of room in the tap room ; I was very busy, I did not take any particular notice ; she went into the back room, and the boy brought her a pennyworth of beer ; she drank part of it and went out ; my wife came down stairs a few minutes afterwards.

Susanna Crofs. After this woman was gone I missed a table cloth, a marseilles petticoat, and a sheet, out of the back room ; Joseph West was sent after her, he took her, and she was taken to the office.

JOSEPH WEST *sworn.*

I pursued the prisoner, and took these things on her ; they have been in my possession ever since.

Susanna Crofs. They are my things, I made them and mended them.

Prisoner. I went into the house for a pennyworth of beer, there was nobody there, the servant, the young man, brought the things in, they had just come from the mangle, and the young man told me to hold them ; I was only gone next door to the butcher's shop.

Susanna Crofs. They came in from the mangle about half an hour before.

Court to West. At what distance did you apprehend her ?— Mr. Crofs apprehended her at a butcher's shop, about a hundred yards off, she owned that she sold the table cloth for four shillings, she was much in liquor.

Q. Did you tell her it would be better for her to confess ?— No.

Prisoner. Mr. Crofs came to me in the butcher's shop, good woman, says he, what have you got in your apron ? I said, you may see, he said, take them up in your lap and come along with me ; and

he took me to Mr. Staple's office, he said he would not prosecute me.

GUILTY. (Aged 43.)

Fined 1s.

Tried by the first Middlesex Jury before Mr. Justice HEATH.

Prosecutor. She has four small children and a husband at home a hard working man, gets his bread by the water side ; I recommend her to mercy.

758. CATHARINE HICKEY was indicted for stealing, on the 19th of July, a silver desert spoon, value 5s. the goods of Samuel Scattergood Kemp.

LYDIA KEMP *sworn.*

I am the wife of the prosecutor, my husband is a wine and brandy merchant, I know the prisoner at the bar very well, she was first of all my charewoman, and afterwards my servant ; I did not know at the time the spoon was lost that she was the person that took it, but I suspected another servant that we had parted with ; I know the spoon to be mine, it was pawned in her own name to Samuel Sadler.

WILLIAM COLE *sworn.*

I am servant to Mr. Kemp, I produce a spoon I had from Mr. Berry's Aldersgate-street, Mr. Sadler is foreman to Mr. Berry.

Q. Was Sadler present ?— Yes, he was. It has been in my possession ever since.

SAMUEL SADLER *sworn.*

I am a servant to Mr. Berry, a pawnbroker ; I myself took this spoon in of the prisoner at the bar, I had known her some

some years before that time ; I took it in on the 19th of July.

Q. Did she tell you how she came by it ?— She did not, I took it in from the knowledge I had of her.

Court. It was very bad behaviour to take such things of a charewoman.

Mrs. Kemp. It is my husband's property, W. M. K. is on it, for William Marsom Kemp.

Prisoner. I never pawned the spoon ; this lady and gentleman have entrusted me with a great deal of property, I am a widow at present with six children ; I never wronged them of a halfpenny.

Mrs. Kemp. She has six children, three of these children I assisted in putting to the parish, and they are better away from her than with her ; since I lost the spoon I find she has the basest of characters.

GUILTY. (Aged 38.)

Transported for seven years.

Tried by the London Jury before

Mr. Justice HEATH.

759. ELIZABETH SHIRLEY was indicted for uttering, a sixpence knowing it to be counterfeit.

Indicted in a second COUNT for having in her custody another six pence knowing it to be counterfeit.

The case was opened by Mr. Knowlys.

ROBERT TOWERS sworn.

The prisoner came to my bar with an elderly woman along with her, and they had two glasses of liquor poured out to them ; the prisoner at the bar offered a six-pence.

Q. Who was it called for the glass of gin ?— The prisoner at the bar ; my

son said he believed it was a bad sixpence, I looked at it and I said, this is a bad one.

Q. How did that six-pence come into your possession ?— I took it from the woman, and afterwards gave it her back again ; she had not drank any liquor, and I did not care if she went about her business ; they did not drink the two glasses of gin till they saw whether the six-pence would be taken or not.

Court. Who asked for this gin ?— I cannot be positive.

Q. Was the gin paid for or no ?— It was not.

Q. Was it offered to be paid for ?— It was, with this six-pence, this woman offered the six-pence, I gave it her back again and told her it was a bad one, and I did not chuse to take it, she said she had taken it of a baker in change of a shilling where she had bought the two-penny loaf which she had in her hand.

Q. Did she tell you the baker's name ?— No, I asked her what she had done with the remainder of the change, she said she had laid it out in necessary articles as she was coming along.

Q. Are you sure that she said that she had parted with the change as she was coming along ?— Positively.

Q. Out of that change from the shilling she must have received ten-pence, would that have paid for the gin that she asked for ?— It was only two-pence for her to pay. I told her that I believed that she was a very bad kind of woman, and that she was putting off this money ; she said it was no such thing, and was rather pert ; I told somebody to tell Jostling to step in ; he was in the house, and Jostling stepped in, and said he thought he had some knowledge of her face, Jostling said, I will search her, I said do as you please about that, the other woman she got off, Jostling laid hold of this woman first and searched her.

Q. Was

Q. Was she asked any questions about money before Jostling searched her?—Jostling said he knew her face very well, and she was a putter off of bad money. She said she had no more money about her.

Q. Are you sure of that?—I am positive, she said so before Jostling came in, and after too; when Jostling came to search her he found the four pennyworth of halfpence.

Q. Did you see Jostling search her?—Yes, I was on one side of the counter and Jostling the other, he took first out of her pocket four-pennyworth of halfpence loose which would more than have paid for the gin; Jostling says, what is in this purse? she did not seem to know what was in it, a purse? she said, she did not know any thing about it, I believe she said so.

Q. Did you see Jostling draw the purse from her pocket?—Yes, and he opened the purse before her, and there was in it six six-pences of the same sort that she had produced.

Q. What became of the first six-pence she tendered to you?—I took it out of her hand myself, and have kept it ever since.

Q. What became of the other six-pences that were taken from her?—Jostling has them and the purse.

— JOSTLING *sworn.*

I am constable; I took this woman in Towers's house, I happened to be in Mr. Towers's tap room, and I heard of some women offering a bad six-pence; directly I came into the bar and I thought I knew this woman, when I went into the bar Mr. Towers asked her whether she had got any more money about her? she said no, the prisoner is the woman, I searched her, and found a purse with six bad six-pences, that was all I found in the purse; there were four-pennyworth of halfpence loose; then I

took her into custody, and had her before a magistrate.

WILLIAM PARKER *sworn.*

I am the person employed in the mint prosecutions, for the purpose of ascertaining whether money is good or bad; this six-pence is a bad one, it has been rubbed, it never has been in circulation before since it was coloured; these six six-pences are every one bad, they do not appear to have been in circulation, they appear to be all of one make.

Court. In what line are you employed in the mint?—To prove the money in mint prosecutions.

Q. Why do you think they have not been in circulation?—Because they are capitally finished, and if they had been in circulation they would have been rubbed.

Prisoner. I was going through Clare-market and coming back again I picked up the purse with this money in it, and I changed a shilling for a loaf, and I took that six-pence in exchange, my mother-in-law was with me, and asked me to lend her a few halfpence till next day, and I said yes, I was going to give my mother-in-law the four-pennyworth of halfpence.

GUILTY,

On both counts.

Imprisoned in Newgate for one year and to find security for two years.

Tried by the London Jury before

Mr. RECORDER.

760. PATRICK BRADY was indicted for uttering a bad shilling.

Indicted in a second COUNT for having another about him.

RICHARD FINCH *sworn.*

I live at No. 5, Long-lane, Surry. I was at Billingsgate-market on Sunday the

the 9th of June last; I act there as a salesman, we are allowed to sell mackarel on Sunday by act of parliament; I know the prisoner at the bar well, I have known him for some years, he buys fish occasionally, when he has nothing else to do; he has been a patrol and watchman; I have seen him often at market; it was between six and seven in the morning, he came and asked the price of a hundred mackarel, I told him six and thirty shillings; he bargained for a quarter of a hundred, that was nine shillings, he gave me nine shillings in my hand, and the first shilling I looked to was a counterfeit one, I gave it him again, I said this is a bad shilling, he took it in his hand and said it was a very good one; while he was looking at it I perceived three more, and I took it out of his hand immediately, from between his fingers, I took it altogether, and I said I shall charge a constable with you, and shall take care of you for the future, for I think you have more about you, I doubled the money up in this very paper, then I perceived him shove some money out of his breeches pocket into his breeches; I saw him do that, I received some information, and I looked and I saw him shoving something from his breeches into the lining of the breeches, or his fob, or something I could not perceive clear.

Q. How was he dressed?—Much as he is now.

Q. Had he trowsers on?—Not that I know, I was very busy at the time, and I could not get out of my place, I sent for Mr. Peat, the officer of the market; I told him to take him into a public house and search him, accordingly he did.

Q. You did not take any more bad money than that bad shilling?—Yes, I have got four, he tendered them into my hand for payment, he gave me nine shillings, four bad and five good ones, I

gave him none back only one; I never returned the other eight to him, I have kept them from that time to this.

Prisoner. I received the money in the streets for goods, two or three days before, I thought they were all good.

THOMAS PEAT *sworn.*

I am a constable, the officer of the market; I was applied to by Finch, the last witness, to take the prisoner into custody, and found five shillings, which was not concealed, all good, I found it in his right hand breeches pocket.

Q. Have you kept it apart from the rest that you found?—The good money was loose.

Q. Did you search further?—I then proceeded to search him, and I felt him up and down his thighs, and I found there was a lump, and I unbuttoned the knees of his breeches, and he had got a pair of drawers under his breeches, there I found this paper of bad money, the good money was all loose.

Q. Was there any good money among these?—There was not.

Q. Did he say any thing at the time?—Yes, he requested of me to let him go, and to walk along with him to the London Spa, where he had obtained change for a guinea on the Saturday evening before I took him into custody.

Prisoner. I had no paper nor any thing like, he found the good and bad together.

Peat. It was separate, it was not mixed together.

Prisoner. He might as well take my life away at once, he will swear any thing.

WILLIAM PARKER *sworn.*

Of these nine shillings here are four bad, they are exactly of the same manufactory; I do not imagine they have ever been in circulation. Of these found

found under his drawers here are seven of them, every one are of the same manufactory as the four, they are all exactly alike, except one is bent.

Q. Do they appear to have been in circulation since they have been coloured?—I don't imagine they have, it is a very easy operation to make them appear like this. The other money found about him are all good.

Court to Peat. Whereabouts did you find afterwards this paper?—Between his breeches and his drawers, when I unbuttoned his knees I took out that paper.

Prisoner. I received all this money for my goods in the street; this Sunday morning that I went to buy a quarter of a hundred of mackarel I paid him nine shillings out of my pocket, and I thought it was all very good as ever I had in my life, and I was putting the money into my fob, and it went inside of the lining, Mr. Peat took none from my pocket, it all slipped down that I had, there was no paper about me, and if I had any bad money about me I would not pay it to any salesmaster of Billingsgate, who are counted the sharpest men in London.

Court to Finch. Had you any reason to suspect him before?—I had not.

Q. How long have you known him?—Pretty near a year, he deals sometimes in the market, and sometimes get other employ, where he can get the most money.

Of both counts.

Imprisoned a year in Newgate, and to find security for two years.

Tried by the London Jury before

Mr. RECORDER,

761 FRANCIS GIBBS was indicted for wilful and corrupt perjury.

Francis Hobler, &c. were called and did not appear.

Not GUILTY.

Tried by the London Jury before

Mr. COMMON SERJEANT.

762. DANIEL MENDOZA was indicted for a fraud.

(The case was opened by Mr. Gurney.)

HARVEY NATHAN sworn.

Q. You was in May last in partnership with Jacob Levy?—I was.

Q. In what business?—In the linen-drapery line.

Q. Where was your shop?—It was a warehouse in No. 8, Bevis-marks, St. Mary-axe.

Q. In any day in May last did you see the defendant Daniel Mendoza?—He came to my house along with a gentleman of the name of Decosta, and he wanted some handkerchiefs, and Mr. Mendoza looked out three dozen handkerchiefs, and said that he would call at twelve o'clock and pay for them.

Q. Who said that?—Mr. Mendoza; I cannot recollect whether he bought any that same day or not; he came two or three days after, and he knocked at the door, somebody opened it to him, and the young man that I have got at home came and told me, Mr. Mendoza wanted to speak to me, I was in the counting house, when I came to him, he says to me, I am come for six dozen of handkerchiefs, Mr. Decosta has sent me for them, I cannot exactly say the word, whether I must have six dozen, or I am come for six dozen, or give me six dozen; but I know he said Mr. Decosta has sent me for them. After that I went up stairs, took him up stairs into the warehouse, and he looked out six dozen of

handkerchiefs, I did let him have those handkerchiefs, and my partner he came into the room himself about the same time while I was in the place with Mr. Mendoza, and I told him.

Q. Whatever you told him did you tell him in the presence of the prisoner? — On the contrary I took him aside.

Q. Did any thing more pass in the presence of the prisoner? — Nothing more than I let him have the handkerchiefs, and he went away.

Mr. Knapp. Mr. Nathan, in the first place I take it for granted you know Mr. Decosta very well, you live in his house with him? — I beg your pardon, he lived in my house when he was in town.

Q. As you know him perfectly well perhaps you have had many dealings with him? — I have known him for a number of years, I knew him abroad and I knew him in England.

Q. Do you happen to know his real name? — Gabriel Newnes Decosta.

Q. You have told my lord exactly what Mr. Mendoza said to you when he came the second time? — Then he said I am come, or I must have some handkerchief, Mr. Decosta has sent me for them.

Q. You are sure that was it? — As nigh as possible.

Q. Did he ask for six pieces or six dozen? — He asked for six dozen, and not six pieces, I am most certain. To take me on my oath I cannot say whether pieces or dozen, but to the best of my knowledge it was dozen.

Q. He had bought some of you? — He had, Mr. Decosta has lent me several hundred pounds, I thought I could not refuse Mr. Decosta, and as he came along with Mr. Decosta I could not refuse him.

Q. How many transactions have you had with Mendoza by the desire of Mr. Decosta? — I don't know that ever he came above twice in his life.

Q. Will you swear that he never came above twice? — I will take my sacred oath that he never came but twice in one day.

Q. How many times has he came without Mr. Decosta, and as he said by Mr. Decosta's orders? — He never came but that time with Mr. Decosta's orders, the other times Mr. Decosta was along with him; the first time he came, he came from the country with Mr. Decosta, and Mr. Decosta remained in town the same day, and he returned and paid me for these handkerchiefs.

Q. Then in the afternoon Mr. Mendoza came again? — He did, and paid for what he had in the morning.

Q. When did he come again after he had come twice that day? — A few days afterwards, whether it was two or three days I cannot say.

Q. Did not you give credit to him on Mr. Decosta having sent him, or on his saying that Mr. Decosta had sent him? — Yes.

Q. And that you had done twice before, once without Mr. Decosta, and once with him? — No, only once.

Q. Do you mean to say that the second time when he came in the afternoon, that he came with Mr. Decosta? — He came in, but Mr. Decosta was in the house.

Q. Was he present when he asked you for some pieces of handkerchiefs? — I cannot tell.

Q. Then you will not take on you to swear whether Mr. Decosta was present or not? — He was in the house, but whether he was in the room or not I cannot swear.

Q. He had the handkerchiefs on credit? — He had.

Q. The second he had also on the credit of Mr. Decosta? — I don't know whether it was on the credit of Mr. Decosta or not.

Court. What are you? — A Jew.

M. m.

Q. What

Q. What business are you?—I am a dealer in all manner of goods, at the same time I am in partnership with Mr. Jacob Levy, in London, a linen draper wholesale, we never sell less than a piece.

Mr. Knapp. Pray how long have you been in partnership with Mr. Levy?—Much about that time, just before that.

Q. What line of life had you been in before?—A dealer in all manner of articles, jewellery, watches and linen drapery, diamonds and every thing, and deal in them now.

Q. How long have you been in partnership with Mr. Levy?—Ever since sometime in May.

Q. You never have been a witness in this court before?—I never was, only I was called to the character of a man.

Q. Will you swear that you never was in this court only to give a man a character?—I will take my oath and ten oaths unless it was to give one man a particular acquaintance of mine, a character, that was an old man, his name was De Frize, he was here for finding a bank note, I gave him a character.

Q. What do you think of being a witness at Worcester?—I was no witness at Worcester, I was quite the contrary; a particular person found a saddle bag of letters, and brought them to me, and I think to my credit and honour I brought the whole up to Sir Sampson Wright's, and delivered it up to Sir Sampson Wright.

Q. Was not you admitted on evidence for the crown, as an accomplice at Worcester?—No.

Q. Did not you give evidence at that trial afterwards?—I told the whole truth.

Q. Was not you taken up for the robbery yourself?—Who? I taken up! never in my life.

Q. Do you know Mr. Lee?—Yes, by reputation all the world know him; I know him very well.

Q. Did you go to Mr. Lee, and did Mr. Lee advise you to tell the story about the Worcester business?—After I came to town to surrender myself.

Court. You said you was not a witness at Worcester, but quite the contrary, what did you mean?—I went down to tell the truth against the young man that had given me the things; I went down by order of Sir Sampson Wright.

Q. Perhaps he sent somebody with you?—No, I went down by myself.

Q. You said also just now that you surrendered yourself?—I went down to Worcester to sell my goods, a young man knocked at the door where I was in the room, and told me that he had found something on the road of great value.

Q. You believed him of course?—He shewed me a great quantity of bank notes and other notes, I asked him how he came by them? He said he found them going along the road; I was very much frightened thinking that it belonged to the post office, and it turned out so.

Mr. Knapp. What did you give him for them?—How can you say that I gave him any thing for them?

Court. What did you do with them?—I came immediately to London, and told my father of it; my father says, if you will take my advice, I would have you go immediately to some magistrate, for I don't believe the young man.

Q. How long is this ago?—I am about twenty-eight now; this was about ten or eleven years ago. The young man then went away from me directly, and I went to Sir Sampson Wright's, and told him the things were given me so and so, and he made me sign a paper, and told me that I was to appear at the assizes at Worcester. He did not com-

mit

mit me, nor take any security in the least; I don't know whether he asked my father about security it is so long ago.

Q. What did you mean by saying before, that you was not a witness, but on the contrary?

Mr. Knapp. You came from Worcester to London to surrender; you did not say any thing till you came to London. What did you not talk to the farmers on the road about this business, or did you come to London first, and stay till there was a reward offered?—No, I had no reward at all.

Q. Was not the young man taken up at Worcester; and afterwards you surrendered in town?—I don't know whether he was taken or not taken before; I don't know yet whether he was taken before or after.

Q. How came you not to go before a magistrate at Worcester?—Because I was very young, I did not know what to do.

Q. You was old enough to take care of that property that you found in that odd way?—It was brought to me by a person that did find it; Mr. Isaacs can tell you more about the business than I know.

Court. You was in partnership with Mr. Levy in May; had you articles?—We had, but we have destroyed them some time since.

Q. When was it dissolved?—About a fortnight or three weeks back; the business could not answer, it was in the linen drapery line.

Q. How came you to dissolve the partnership?—The trade did not answer in the least.

Q. You used to go about the country?—And before this revolution in France, I used to travel into Flanders and Brabant, but since I cannot go; I used to deal very much in the linen drapery articles, watches, and other articles, and used to buy some for sale.

Q. How long have you known Mendoza?—Ever since I was a child, this eight or nine years by sight, but never having any connection with him, any further than by reputation.

Q. Never dealt with him?—Never had any dealings with him in my life.

Q. Did you ever apply to him for the money of these handkerchiefs?—I did; I applied to him when I heard that Mr. Decosta had not sent him; I did not apply to him for the money, but for the goods; the profit was not so great, and I would as soon take the goods again; I let him have the goods on account of Mr. Decosta, and I sold them very cheap to Mr. Decosta.

Q. Did you sell cheaper to Mr. Decosta than to any body else?—I don't know that I did, but he is a man that has lent me great sums of money.

Q. Do you mean to say on your oath, that you sold to Decosta at a cheaper rate than to any body else?—If Mr. Decosta came into the place, and to say what he wanted, he might have it at prime cost for himself.

Q. Did you make any difference in the price of the articles you sold to Mr. Decosta, and those you sold to Mendoza? you sold three pieces to Mendoza before, did you make any difference of Mendoza's paying for them or Mr. Decosta?—He paid twenty-four shillings for them; the price depends on the fineness, in the same parcels we pick out some finer and some coarser, which makes a difference in the price.

Q. Did you write to Mendoza about it, and desire him to give you back the handkerchiefs?—I cannot recollect what I wrote to him; I remember some words that I wrote to him, instead of writing to him at first I did not, I went to a house in Duke's-place where he very often comes to; I said, if you do not give me back the goods that you have taken

taken from me under Mr. Decosta's name, I will get a warrant for you; he did not come with the goods; I saw him two or three times, and he made some frivolous excuse; at last he told me, if you ask me again for the goods, I will give you as good a licking as ever you had in your life. I always accused him of taking them in Mr. Decosta's name.

Q. Now look at the letter, and see if it is your hand writing?—It may be mine; I cannot tell that that is mine or not.

Q. On your oath will you swear that that is not your hand writing?—I cannot say it is not, nor can I say it is.

Q. What do you believe?—It looks like my hand writing; I believe if it is not mine it is well made after it.

Q. I will have an answer. Do you believe that to be your hand writing or not?—I cannot swear it is mine.

Q. I don't ask you to swear?—I believe it is my writing.

Q. What is the contents?—If he did not produce goods or money, I should get a warrant for him, and go to some magistrate and tell the case.

The letter read.

If you do not send me my handkerchiefs this day, which you have taken from me, on commission to return them the next day, or my money, I have plenty of witnesses, you will feel the effects; and be assured if you do not come by to-morrow you will find the ill consequences of it yourself.

Harvey Nathan.

Q. Pray who is your witness?—Jacob Wolfe.

Q. How came Jacob Wolfe not to go before the grand jury, for he is not on the back of the bill?—After I had taken Mr. Mendoza up with a warrant I was threatened with his attorney, if I went on with the prosecution, and they would

serve me with a prosecution. Mr. Mendoza writes to an answer. I am surprised at your impudence, writing to me for money or goods, I have none of your goods nor know nothing at all about you; if Mr. Decosta will apply to me, I will speak to him. From one that thinks nothing at all about you.

Daniel Mendoza.

Court. It is wonderful how your memory is improved?—I have read the letter over a great many times.

JACOB WOLFE *sworn*.

In May last I was a boarder at Mr. Nathan's.

Q. Did you on that occasion see Mr. Mendoza?—Mr. Mendoza came to the house of Mr. Nathan, I don't know the day, about four or five months ago, I cannot say exactly the month.

Q. Do you know the day of the week?—No, I cannot tell; Mr. Mendoza came to the house, and he asked for Mr. Nathan; on which Mr. Nathan met him in the parlour, he said he wanted six dozen of handkerchiefs, for Mr. Decosta, I was below stairs when he came.

Q. What were the words?—Mr. Nathan, you must give me six dozen of handkerchiefs for Mr. Decosta, for Mr. Decosta sent him. This was spoke in the parlour.

Q. Did any thing more pass?—Nothing more that I heard; I went about my business; I left him in the parlour; I supposed they were going into the shop.

Q. What do you call the shop?—Up stairs where they keep their goods.

Q. What kind of goods?—Linen drapery, and all kinds of goods. I have seen watches there, but not in the warehouse.

Q. What are you?—I lived in the house then as a boarder and lodger; I am

a watch-maker by trade, and I deal sometimes.

Q. Where do you follow your business?—I work for different kinds of people, I traffick and deal besides, I go to sales and buy goods, sometimes I buy a watch and alter it for myself.

Q. Perhaps you are an engraver too?—No, I am not an engraver; I served my time to watch making, to one Mr. Yeovill. I recollect exactly the words, because I heard a dispute about the handkerchiefs a day or two afterwards, that made me recollect the words.

Q. Did Mr. Decosta live with Mr. Nathan?—Yes, but he was not at home at the time.

Q. Then Mr. Nathan knew that Mr. Decosta was not at home at the time?—He was at Bethnal-green.

Q. Who else lived there?—I lived there likewise.

Q. What did you pay for your board?—Four shillings a week.

Q. To this Wholesale dealer? How did you get your four shillings?—I work for different people; I can recollect fifty of them; I work for one Mr. Lazarus, in Wool-pack-alley; I formerly used to work for one Nokes, in Houndsditch.

Q. You recollect these words perfectly well, that he came from Mr. Decosta?—Yes.

Mr. Knapp. Do you know what christening a watch is?—No.

Q. Did you ever hear what christening a watch is?—No.

Q. How long ago have you done any work?—I worked but yesterday.

Q. What did you work at yesterday?—A watch.

Q. Do you live with Mr. Nathan now?—Yes.

Q. Have you boarded with him ever since?—Yes.

Q. You came with him now?—Yes.

Q. How long have you boarded with Mr. Nathan?—About six months; I have lived with him about nine months in all.

Q. How came you not to go before the grand jury?—They did not think that I was wanted; Mr. Nathan did not.

GABRIEL NEWNES DECOSTA

sworn.

I have known Mr. Mendoza for a little time, since May.

Q. Did you send him for any goods at any time?—No.

Q. Did you send him for any silk handkerchiefs, to Messrs. Nathan and Levy?—Mr. Mendoza came to my country house at Bethnal-green, and we sat down and played at cards together, he asked me if I had any handkerchiefs? I said I did not deal in handkerchiefs, but I had lent money to Messrs. Nathan and Levy to go into trade; then says he, when I go to town I will be obliged to you to go with me to these gentlemen, to see if I can get those things I want. The next day I saw him again, he asked me if I was going to town? I said I was; then, says he, I will go with you, and he went with me, and he took three dozen of handkerchiefs the 24th of May, then after having taken them there he went there again, and got six dozen of handkerchiefs. I know no more about the matter.

Not GUILTY

Tried by the London Jury before

Mr. COMMON SERJEANT.

WILLIAM

763. WILLIAM IVES was indicted for wilful and corrupt perjury.

Not GUILTY.

*Tried by the London Jury before
Mr. COMMON SERJEANT.*

Joseph Ofland, John Bonner, John Rumbold, Thomas Bartlett, and Joseph Henton, whose judgments respiced at former Sessions, were put to the bar and severally received sentence of imprisonment in the house of Correction for six months and fined 1s.

A Complete

*A complete Index to the Names of the Persons tried this Sessions,
with Reference to their Numbers.*

A DLARD Charles	—	—	734	Gibson John	—	—	—	73F
Andrews Ann	—	—	678	Gilbert James	—	—	—	677
Annesey Mary	—	—	754	Gregory Lucinda	—	—	—	715
Arthur Catharine	—	—	756	Griffiths Elizabeth	—	—	—	718
Arflett William	—	—	706	Hacket Thomas	—	—	—	700
Atwell James	—	—	723	Hardy Francis	—	—	—	698
Banks Ann	—	—	714	Hicky Catharine	—	—	—	758
Barber John	—	—	753	Hickson Christopher	—	—	—	709
Barnes Edward	—	—	690	Hingle Henry	—	—	—	750
Barnett Susanna	—	—	680	Howard George	—	—	—	747
Bartlett Arthur	—	—	733	Hudson Edward	—	—	—	716
Blany Mary	—	—	732	Jacobs Asner	—	—	—	735
Blundell Sarah	—	—	754	Jennings Mary	—	—	—	673
Brady Patrick	—	—	760	Jones Catharine	—	—	—	691
Brown William	—	—	689	Jones Catharine	—	—	—	725
Burley Sarah	—	—	679	Jones Lawrence	—	—	—	741
Chinnery Richard	—	—	686	Jones Leon	—	—	—	741
Clayton George	—	—	730	Ireland John	—	—	—	744
Clement Richard	—	—	699	Ives William	—	—	—	763
Clifford Sarah	—	—	695	Kirby Mary	—	—	—	687
Cockley Jane	—	—	746	Knight Thomas	—	—	—	692
Coley Mary	—	—	681	Lawless Richard	—	—	—	749
Collings Richard	—	—	676	Lemon James	—	—	—	716
Connor James	—	—	711	Lewis Charles	—	—	—	682
Cooke John	—	—	729	Lowman Ann	—	—	—	674
Crawley Daniel	—	—	731	Lovell Ann	—	—	—	705
Cross Joseph	—	—	713	Lucas Stephen	—	—	—	716
Dellemotte Robert	—	—	675	Macarthy John	—	—	—	683
Dempsey Thomas	—	—	703	Mac Coy William	—	—	—	725
Donnoughty David	—	—	693	Mendoza Daniel	—	—	—	762
Dowling John	—	—	701	Merchant Mary	—	—	—	706
Easton Mary	—	—	712	Mills William	—	—	—	742
Edgeworth Robert	—	—	736	Morley Elizabeth	—	—	—	704
English Sarah	—	—	752	Nicholson William	—	—	—	748
Essex Margaret	—	—	721	Oddy Mary	—	—	—	684
Eyles Thomas	—	—	728	Palmer Dennis	—	—	—	685
Fifeild Thomas	—	—	720	Parr Sarah	—	—	—	627
Gibbs Francis	—	—	761	Paul James	—	—	—	707

Pepper

